

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

273E0566

## HOUSE ENGROSSED NO. **SB 149** - 02/21/2001

Introduced by: Senators Kleven, Albers, Bogue, Drake, and Vitter and Representatives Napoli, Brown (Jarvis), Derby, Hennies (Thomas), Klaudt, McCoy, Pederson (Gordon), Pummel, and Van Etten

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to the housing of  
2 prisoners from other jurisdictions.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 24-11-3 be amended to read as follows:

5 24-11-3. If there is no jail or juvenile detention facility in the county, or if the jail or juvenile  
6 detention facility in the county is crowded, unsafe, or otherwise insufficient to conform to the  
7 requirements of this chapter, every judicial or executive officer of the county who has the power  
8 to order, sentence, or deliver any person to the county jail or juvenile detention facility may  
9 order, sentence, or deliver such person to the jail or juvenile detention facility of any near or  
10 adjoining state, Indian reservation, county, organized township, or municipality. The county from  
11 which the prisoner was committed shall pay to the agency housing the prisoner all expenses of  
12 keeping and maintaining the prisoner in the jail or juvenile detention facility, including the cost  
13 of building depreciation, administration, and a reasonable charge for obsolescence of the facility  
14 and all other tangible and intangible costs, ~~to the county~~.