

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

193I0036

## HOUSE BILL NO. 1088

Introduced by: Representatives Michels, Frost, Heineman, Hunhoff, Kraus, LaRue, Miles, Schafer, and Smidt and Senators Schoenbeck, Abdallah, Knudson, Moore, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to establish a fund for the research of spinal cord injuries  
2 and to create an advisory council for the disbursement of the fund.

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

4 Section 1. There is established in the state treasury the spinal cord injury fund. Any liquidated  
5 costs collected pursuant to section 2 of this Act and any federal grants, private donations, and  
6 other moneys designated for the spinal cord injury fund shall be deposited in the fund. The  
7 moneys in the fund shall be appropriated by the Legislature to the Department of Health for the  
8 purpose of funding research projects that promote the advancement of knowledge in the area of  
9 spinal cord injury. Notwithstanding § 4-8-21, any unexpended or unobligated moneys may not  
10 revert to the fund from which appropriated.

11 Section 2. Any person convicted of a traffic violation having a penalty of a Class 2 or Class  
12 1 misdemeanor shall, in addition to any other penalty, assessment, or fine provided by law, pay  
13 a liquidated cost in the amount of five dollars, which shall be deposited in the spinal cord injury  
14 fund.

15 Section 3. There is created an advisory council on spinal cord injury. The advisory council



1 shall be composed of nine members, three of which shall be individuals who have a spinal cord  
2 injury. The balance of the advisory council shall consist of physicians and other allied health  
3 professionals who have expertise in the area of spinal cord injuries. The secretary of the  
4 Department of Health shall appoint the members. Terms on the advisory council shall be four  
5 years, with no member serving more than two terms. Any member unwilling or unable to fulfill  
6 a term shall be succeeded by a member chosen by the secretary to fulfill that term. If the  
7 unexpired balance of the replaced member's term is less than eighteen months, the succeeding  
8 member may be reappointed by the secretary twice. The advisory council shall provide advice  
9 and expertise to the department regarding the disbursement of the funds in the spinal cord injury  
10 fund.