

AN ACT

ENTITLED, An Act to authorize the South Dakota Building Authority, the Office of the Attorney General, and the Department of Public Safety to contract for the construction of a law enforcement training academy, a criminal forensic laboratory, and a criminal justice and emergency operations center building in Pierre, to make an appropriation therefor, and to declare an emergency.

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

Section 1. It is in the public interest that the South Dakota Building Authority, the Office of the Attorney General, and the Department of Public Safety may contract for the construction, completion, furnishing, equipping, and maintaining of a law enforcement training academy, a criminal forensic laboratory, and a criminal justice and emergency operations center building in Pierre, including heating, air conditioning, plumbing, water, sewer, electric facilities, architectural and engineering services, asbestos abatement, site preparation, and the construction of sidewalks and driveways and landscaping the grounds of that facility, and such other services as may be required to accomplish the purposes of this Act, all at the estimated cost of twenty-one million three hundred thirty thousand dollars.

Section 2. There is hereby appropriated from the state general fund the sum of seven million twenty thousand five hundred dollars (\$7,020,500) to the Office of the Attorney General and one million one hundred forty-four thousand five hundred dollars (\$1,144,500) to the Department of Public Safety for the purposes of this Act.

Section 3. There is hereby appropriated the sum of five million dollars (\$5,000,000), or so much thereof as may be necessary, in federal fund expenditure authority to the Department of Public Safety for the purposes of construction, completion, furnishing, equipping, and maintaining of an emergency operations center.

Section 4. Beginning July 1, 2005, the South Dakota Building Authority may issue revenue bonds in accordance with this Act and chapter 5-12. In no event may the building authority issue bonds for more than eight million one hundred sixty-five thousand dollars.

Section 5. No indebtedness, bond, or obligation incurred or created under the authority of this Act may be or may become a lien, charge, or liability against the State of South Dakota, nor against the property or funds of the State of South Dakota within the meaning of the Constitution or statutes of the state.

Section 6. The South Dakota Building Authority, the Office of the Attorney General, and the Department of Public Safety may accept, transfer, and expend any funds obtained for these purposes from federal sources, gifts, contributions, or any other source, all of which shall be deemed appropriated to this construction.

Section 7. The administration of the design and construction of these facilities and oversight of building committees appointed therefor, as provided in § 5-14-3 shall be under the general charge and supervision of the commissioner of the Bureau of Administration, the attorney general, the secretary of the Department of Public Safety, and the executive secretary of the building authority. The executive secretary of the building authority, the commissioner, the attorney general, and the secretary of the Department of Public Safety shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

Section 8. The attorney general or the secretary of the Department of Public Safety may make and enter into a lease agreement with the building authority and make rental payments under the terms thereof, pursuant to chapter 5-12, from appropriations to be made by the Legislature for the payment of such rent and to support the construction, completion, furnishing, equipping, and payment of revenue bonds issued pursuant to this Act.

Section 9. Any amounts appropriated in this Act not lawfully expended or obligated by June 30,

2008, shall revert in accordance with § 4-8-21.

Section 10. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1152

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1152
File No. _____
Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,

20__ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20__

Governor

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STATE OF SOUTH DAKOTA,
SS.
Office of the Secretary of State

Filed _____, 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State