

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

527M0319 **HOUSE APPROPRIATIONS COMMITTEE ENGROSSED**
NO. HB 1012 - 01/20/2006

Introduced by: The Committee on Appropriations at the request of the Board of Regents

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to construct an advanced
2 materials processing and joining laboratory foundry addition to the Metallurgy Foundry
3 Building at the South Dakota School of Mines and Technology, to make an appropriation
4 therefor, and to declare an emergency.

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

6 Section 1. The Board of Regents may contract for the construction, completion, furnishing,
7 equipping, and maintaining of, including heating, air conditioning, plumbing, water, sewer,
8 electric facilities, architectural and engineering services, asbestos, abatement, and such other
9 services as may be required to construct, an advanced materials processing and joining
10 laboratory foundry addition to the Metallurgy Foundry Building at the South Dakota School of
11 Mines and Technology in Rapid City, in Pennington County, at an estimated cost of one
12 hundred twenty-five thousand dollars.

13 Section 2. There is hereby appropriated to the Board of Regents one hundred twenty-five
14 thousand dollars (\$125,000) from the federal monies allocated by the Department of Defense
15 Army Research Laboratory to support advanced research conducted at South Dakota School of



1 Mines and Technology to construct the addition described in section 1 of this Act.

2 Section 3. The Board of Regents may accept, transfer, and expend any funds obtained for
3 these purposes from federal sources, gifts, contributions, or any other source, all of which shall
4 be deemed appropriated to the project authorized by this Act.

5 Section 4. The design and construction of the facility approved by this Act shall be under
6 the general supervision of the Bureau of Administration as provided in § 5-14-2. The
7 commissioner of the Bureau of Administration and the executive director of the Board of
8 Regents shall approve vouchers and the state auditor shall draw warrants to pay expenditures
9 authorized by this Act.

10 Section 5. No general fund dollars may be used for the maintenance and repair of the facility
11 authorized by this Act.

12 Section 6. Whereas, this Act is necessary for the support of the state government and its
13 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
14 full force and effect from and after its passage and approval.

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

527M0321 **HOUSE APPROPRIATIONS COMMITTEE ENGROSSED**
NO. HB 1015 - 01/20/2006

Introduced by: The Committee on Appropriations at the request of the Board of Regents

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to acquire an equestrian
2 facility for South Dakota State University and to declare an emergency.

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

4 Section 1. The Board of Regents may select a site for equestrian facilities including
5 approximately fifty-seven thousand square feet of buildings, ninety-five thousand square feet
6 of site improvements, and approximately fifteen acres of pasture development from within the
7 lands acquired pursuant to section 3, chapter 96, of the 2001 Session Laws. The board may lease
8 that site, together with such portions of surrounding grounds as may be needed for construction
9 purposes, to the South Dakota State University Foundation to permit the foundation to construct
10 the structures to house the equestrian facilities.

11 Section 2. In consideration for the lease authorized in section 1 of this Act, the foundation
12 shall construct the project in accordance with the requirements of chapters 5-14 and 5-18 just
13 as though the structures and improvements comprising the equestrian facilities were constructed
14 by the Board of Regents. However, the foundation shall enter into all contracts for the
15 construction of the facility and make all payments therefor, once the payments have been duly



1 authorized by the Bureau of Administration and the executive director of the Board of Regents.

2 Section 3. The term of the lease authorized in section 1 of this Act may not exceed the time
3 required for site preparation and construction through project acceptance plus ten years from the
4 date of acceptance.

5 Section 4. The Board of Regents may lease back the equestrian facilities constructed
6 pursuant to this Act from the foundation for a period of ten years from the date of acceptance
7 at an annual lease payment of one hundred sixty-five thousand dollars.

8 Section 5. The Board of Regents may maintain and repair the equestrian facilities during the
9 term of the leaseback.

10 Section 6. Upon termination of the lease and leaseback authorized by the Act, the foundation
11 shall donate the facility and all right or interest that it may have in the equestrian facilities to the
12 Board of Regents, on behalf of the State of South Dakota, for the use and benefit of South
13 Dakota State University and the Board of Regents may accept the equestrian facilities on behalf
14 of the State of South Dakota, for the use and benefit of South Dakota State University.

15 Section 7. No general fund dollars may be used for the maintenance and repair of the facility
16 authorized by this Act.

17 Section 8. Whereas, this Act is necessary for the support of the state government and its
18 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
19 full force and effect from and after its passage and approval.

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

400M0325

HOUSE HEALTH AND HUMAN SERVICES
COMMITTEE ENGROSSED NO. **HB 1039** -
01/20/2006

Introduced by: The Committee on Health and Human Services at the request of the
Department of Human Services

1 FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to the disposition of
2 funds collected on local exchange service lines, cellular telephones, and radio pager devices.

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

4 Section 1. That § 49-31-51 be amended to read as follows:

5 49-31-51. There is hereby imposed an access fee of fifteen cents per local exchange service
6 line per month, fifteen cents per cellular telephone per month in accordance with the provisions
7 provided in subdivision 34-45-1(7), and fifteen cents per radio pager device per month to pay
8 for the program established in § 49-31-47. The access fee shall be paid by each local exchange
9 subscriber to a local exchange service, or by each cellular telephone or radio pager service
10 subscriber to the service provider, unless the subscriber is otherwise exempt from taxation. The
11 access fee shall be reported as a separate line or service and collected on the regular monthly
12 bill by each local exchange telecommunications company or other service provider operating
13 in this state. On or before the last day of the month following each two-month period, every
14 telecommunications company providing local exchange service or other service provided



1 specified in this section shall remit to the Department of Revenue and Regulation on forms
2 furnished by the department the amount of the access fee collected for that two- month period.
3 The secretary of revenue and regulation may grant an extension of not more than five days for
4 filing a remittance. The Department of Revenue and Regulation shall deposit ninety percent of
5 the money received under §§ 49-31-47 to 49-31-56, inclusive, into the telecommunication fund
6 for the deaf and ten percent in the telecommunication fund for other disabilities. The balance
7 in each fund in excess of an average of three months operating expenditures from the previous
8 state fiscal year may be used by the Department of Human Services to purchase
9 telecommunication assistive devices, communication aids and devices, home modifications and
10 assistive devices, and infrastructure and operational expenses to enhance communication
11 capacity for persons with disabilities and operational expenses for interpreter certification and
12 services for the deaf.

13 Section 2. The provisions of this Act are repealed on July 1, 2009.