

# State of South Dakota

EIGHTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2007

654N0075

## HOUSE BILL NO. 1128

Introduced by: Representatives Brunner, Kirkeby, Lucas, Novstrup (Al), and Rounds and  
Senators Gant, Bartling, Garnos, Gray, and Peterson (Jim)

1 FOR AN ACT ENTITLED, An Act to revise the provisions concerning the accumulation of  
2 funds by counties for capital outlay purposes.

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

4 Section 1. That § 7-21-51 be amended to read as follows:

5 7-21-51. A board of county commissioners may, by resolution, authorize the accumulation  
6 of funds for a period longer than one year for a capital outlay purpose which  
7 is otherwise authorized by law. For the purpose of ~~the~~ this section, "the term, capital outlay  
8 purposes" ~~are those purposes which are~~ purpose, includes any purpose which is extraordinary  
9 in nature, ~~exceeding~~ exceeds the funding ability of a single-budget year, ~~and which~~ may result  
10 in the purchase of services, materials, supplies, or equipment. The resolution ~~shall be~~ is enacted  
11 if approved by a vote of sixty percent or more of the governing body and shall clearly set forth  
12 the purposes for which the funds are to be accumulated and the maximum amount that may be  
13 accumulated. The funds to be accumulated shall be expended within ~~sixty~~ eighty-four months  
14 from the date of the resolution. If the specific purpose for which ~~such~~ the funds are accumulated  
15 is no longer necessary, ~~such~~ the funds shall revert to the fund from which ~~they~~ the funds were



1 originally appropriated. The amount of accumulation for a specific purpose may ~~never~~ not  
2 exceed five ~~hundred thousand~~ million dollars. ~~These funds shall be~~ The accumulation of funds  
3 pursuant to this chapter is in addition to ~~those~~ any accumulation of funds authorized by § 7-21-  
4 18.1.