

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

400Y0583

## HOUSE ENGROSSED NO. **SB 172** - 3/6/2017

Introduced by: The Committee on Appropriations at the request of the Office of the  
Governor

1 FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building Authority to  
2 provide for the construction of and improvements to the State Animal Disease Research and  
3 Diagnostic Laboratory and infrastructure at South Dakota State University, to transfer  
4 certain funds, to make an appropriation, and to declare an emergency.

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

6 Section 1. That the code be amended by adding a NEW SECTION to read:

7 It is in the public interest that the South Dakota Building Authority contract for the  
8 construction, completion, reconstruction, renovation, demolition, modernization, furnishing and  
9 equipping of facilities and related infrastructure at the State Animal Disease Research and  
10 Diagnostic Laboratory on the campus of South Dakota State University, including buildings,  
11 fixtures, plumbing, water, sewer, electric upgrades, domestic water treatment systems, site  
12 preparation, construction of facilities, improvements to the outside of the facilities, landscaping  
13 the grounds of the facilities, architectural, engineering, and bonding services. The building  
14 authority may finance this project, including the issuance of revenue bonds not to exceed fifty  
15 million one hundred thousand dollars, in accordance with this Act and chapter 5-12.



1 Section 2. That the code be amended by adding a NEW SECTION to read:

2 No indebtedness, bond, or obligation incurred or created authorized pursuant to sections 1  
3 to 5, inclusive, of this Act may be or may become a lien, charge, or liability against the state,  
4 nor against the property or funds of the state within the meaning of the Constitution or laws of  
5 South Dakota.

6 Section 3. That the code be amended by adding a NEW SECTION to read:

7 The South Dakota Building Authority may accept any funds obtained from gifts,  
8 contributions, or other sources for the purposes stated in section 1 of this Act.

9 Section 4. That the code be amended by adding a NEW SECTION to read:

10 The Animal Industry Board may make and enter into a lease agreement with the South  
11 Dakota Building Authority and make rental payments under the terms of the lease agreement,  
12 pursuant to chapter 5-12, from appropriations to be made by the Legislature for the payment of  
13 rent to support the construction, completion, reconstruction, renovation, demolition, furnishing,  
14 and equipping of the project authorized in section 1 of this Act, and payment of revenue bonds  
15 issued pursuant to this Act. The state animal disease research and diagnostic laboratory bond  
16 redemption and operations fund, established by section 6 of this Act, shall be used to pay lease  
17 rental amounts to the building authority, as applicable.

18 Section 5. That the code be amended by adding a NEW SECTION to read:

19 Upon receipt of payment of the balance of rental payments made under the terms of any  
20 lease entered into pursuant to section 4 of this Act, the South Dakota Building Authority shall  
21 convey the leased property improvements at the State Animal Disease Research and Diagnostic  
22 Laboratory to South Dakota State University pursuant to § 5-12-15.

23 Section 6. That the code be amended by adding a NEW SECTION to read:

24 There is hereby created the state animal disease research and diagnostic laboratory bond

1 redemption and operations fund. Interest earned on money in the fund shall be deposited in the  
2 fund. The fund shall be administered by the Animal Industry Board.

3 Section 7. There is hereby transferred from the Board of Regents budgeted other funds six  
4 million dollars, or so much thereof as may be necessary, to the state animal disease research and  
5 diagnostic laboratory bond redemption and operations fund established by section 6 of this Act  
6 for the construction, reconstruction, renovation, demolition, and modernization of facilities and  
7 related infrastructure at the State Animal Disease Research and Diagnostic Lab on the campus  
8 of South Dakota State University.

9 Section 8. There is hereby transferred from the livestock disease emergency fund the sum  
10 of two million three hundred thousand dollars, or so much thereof as may be necessary, to the  
11 state animal disease research and diagnostic laboratory bond redemption and operations fund  
12 established by section 6 of this Act for the construction, reconstruction, renovation, demolition,  
13 and modernization of facilities and related infrastructure at the State Animal Disease Research  
14 and Diagnostic Laboratory on the campus of South Dakota State University.

15 Section 9. There is hereby transferred from the feed and remedy fund the sum of three  
16 hundred thousand dollars, or so much thereof as may be necessary, to the state animal disease  
17 research and diagnostic laboratory bond redemption and operations fund established by section 6  
18 of this Act for the construction, reconstruction, renovation, demolition, and modernization of  
19 facilities and related infrastructure at the State Animal Disease Research and Diagnostic  
20 Laboratory on the campus of South Dakota State University.

21 Section 10. There is hereby appropriated the sum of eight million six hundred thousand  
22 dollars (\$8,600,000) in other fund expenditure authority, or so much thereof as may be  
23 necessary, to the Animal Industry Board for expenditure of funds from the state animal disease  
24 research and diagnostic laboratory bond redemption and operations fund for the construction,

1 reconstruction, renovation, demolition, and modernization of facilities and related infrastructure  
2 at the State Animal Disease Research and Diagnostic Laboratory on the campus of South Dakota  
3 State University.

4 Section 11. That the code be amended by adding a NEW SECTION to read:

5 The design and construction of improvements shall be under the general charge and  
6 supervision of the Bureau of Administration as provided in § 5-14-2.

7 Section 12. The executive director of the Animal Industry Board shall approve vouchers and  
8 the state auditor shall draw warrants to pay expenditures authorized by this Act.

9 Section 13. Any amounts appropriated in this Act not lawfully expended or obligated shall  
10 revert in accordance with the procedures prescribed in chapter 4-8.

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