

AN ACT

ENTITLED, An Act to authorize the South Dakota Building Authority to provide for the construction, reconstruction, renovation, and modernization of fish hatchery facilities and infrastructure at Blue Dog State Fish Hatchery at Blue Dog Lake, Cleghorn State Fish Hatchery at Rapid City, and McNenny Fish Hatchery at Spearfish for the Department of Game, Fish and Parks.

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 contract for the construction, reconstruction, renovation, modernization, and the furnishing, equipping, and maintaining of fish hatchery facilities and related infrastructure at the Blue Dog State Fish Hatchery at Blue Dog Lake, the Cleghorn State Fish Hatchery at Rapid City, and the McNenny Fish Hatchery at Spearfish, including buildings, fixtures, plumbing, water, sewer, electric facilities, water pumping infrastructure, domestic water treatment systems, asbestos removal, electrical upgrades, upgraded and modernized fish rearing units, water handling systems, architectural, engineering, and bonding services, site preparation, construction of facilities and improvements to the outside of the fish hatcheries, and landscaping the grounds of the facilities. The Building Authority may finance this project, including the issuance of revenue bonds not to exceed ten million dollars, in accordance with this Act and chapter 5-12.

Section 2. No indebtedness, bond, or obligation incurred or created under 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 South Dakota.

Section 3. The Building Authority may accept and expend in addition to the amount specified in section 1 of this Act for the purpose stated in the section, any funds obtained from gifts,

contributions, or other sources for the purpose.

Section 4. The Department of Game, Fish and Parks may make and enter in 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 rent to support the construction, completion, furnishing, equipping, and payment of revenue bonds issued pursuant to section 1 of this Act. All amounts so appropriated shall be repaid by transfers from the Department of Game, Fish and Parks fund.

Section 5. Upon receipt of payment of the balance of the total cost, the Building Authority shall convey the fish hatcheries to the Department of Game, Fish and Parks pursuant to § 5-12-15.

Section 6. The design and construction of such fish hatcheries shall be under the general charge and supervision of the Bureau of Administration as provided in § 5-14-2. The Bureau of Administration and the Department of Game, Fish and Parks shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

Section 7. Notwithstanding the provisions of § 13-51-2, no money from the state general fund, student tuition fees, the educational facilities fund, nor any money appropriated for statewide maintenance and repair, may be used to finance the maintenance and repair of the facilities specified in this Act.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1051

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. 1051
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