

# State of South Dakota

NINETY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2018

299Z0623

## HOUSE BILL NO. 1075

Introduced by: Representatives Mickelson, Ahlers, Bartels, Barthel, Beal, Clark, Dennert, DiSanto, Duvall, Glanzer, Goodwin, Gosch, Heinemann, Johns, Johnson, Kaiser, Kettwig, Latterell, Lesmeister, Lust, Marty, McCleerey, Otten (Herman), Peterson (Kent), Pischke, Qualm, Rasmussen, Rhoden, Ring, Rounds, Schoenfish, Smith, Steinhauer, Stevens, Tulson, Turbiville, Wiese, Willadsen, and York and Senators Youngberg, Bolin, Cammack, Cronin, Curd, Ewing, Frerichs, Greenfield (Brock), Haverly, Heinert, Jensen (Phil), Kennedy, Killer, Klumb, Kolbeck, Langer, Monroe, Nelson, Nesiba, Netherton, Novstrup, Otten (Ernie), Partridge, Rusch, Russell, Soholt, Solano, Stalzer, Sutton, Tapio, Tidemann, White, and Wiik

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the  
2 construction of the Madison Cyber Labs (MadLabs) and the demolition of Lowry Hall at  
3 Dakota State University, to make an appropriation therefor, and to declare an emergency.

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

5 Section 1. The Board of Regents is hereby authorized to contract for the planning, site  
6 preparation, construction, furnishing, and equipping of the Madison Cyber Labs (MadLabs) at  
7 Dakota State University, together with furnishings and equipment, including heating, air  
8 conditioning, plumbing, water, sewer, electric facilities, sidewalks, parking, landscaping,  
9 architectural and engineering services, asbestos abatement, and such other services or actions  
10 as may be required to accomplish the project, for an estimated cost of eighteen million five  
11 hundred ninety-six dollars, subject to permitted adjustments pursuant to section 3 of this Act.



1 Section 2. There is hereby appropriated the sum of eighteen million five hundred ninety-six  
2 dollars (\$18,000,596), or so much thereof as may be necessary, in other fund expenditure  
3 authority from gifts donated for the purposes of this Act, together with any additional sums  
4 received pursuant to section 4 of this Act, and permitted adjustments pursuant to section 3 of  
5 this Act, to the Board of Regents for the purposes authorized in this Act.

6 Section 3. The cost estimates contained in this Act have been stated in terms of 2017 values.  
7 The Board of Regents may adjust the cost estimates to reflect inflation as measured by the  
8 Building Cost Index, reported by the Engineering News Record and additional expenditures  
9 required to comply with regulations adopted after the effective date of this Act, or additional  
10 sums received pursuant to section 4 of this Act. However, any adjustments to construction cost  
11 estimates for the project authorized in section 1 of this Act may not exceed one hundred  
12 twenty-five percent of the estimated project construction cost stated in section 1 of this Act.

13 Section 4. The Board of Regents may accept, transfer, and expend any funds obtained for  
14 the projects authorized in section 1 of this Act from federal sources, donations, or any other  
15 external sources, all of which comprise a special fund for the benefitted project. All moneys  
16 deposited into that fund are hereby appropriated to the projects authorized by section 1 of this  
17 Act, subject to the limitations stated in sections 1 to 3, inclusive, of this Act.

18 Section 5. As part of the site preparation authorized in section 1 of this Act, the Board of  
19 Regents may demolish, remove, and dispose of the structure known as Lowry Hall, consisting  
20 of approximately eleven thousand seven hundred twenty-three square feet, at Dakota State  
21 University. This project includes demolition, abatement of asbestos or other such hazardous  
22 materials, lawful disposal of the fixtures or rubble, and any other action reasonably necessary  
23 to prepare the lot for the construction of the MadLabs authorized in section 1 of this Act.

24 Section 6. The administration of the design and construction of the project authorized in

1 section 1 of this Act shall be under the general charge and supervision of the Bureau of  
2 Administration as provided in chapter 5-14.

3 Section 7. The executive director of the Board of Regents shall approve vouchers and the  
4 state auditor shall draw warrants to pay expenditures authorized by this Act.

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