

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

400Y0523

HOUSE BILL NO. 1208

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

1 FOR AN ACT ENTITLED, An Act to provide for the sale of certain surplus real estate at the
2 South Dakota Veterans' Home and to provide for the deposit of the proceeds.

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

4 Section 1. Notwithstanding any other provision of law, upon the request of the Governor,
5 the commissioner of school and public lands shall sell all or any portion of the following real
6 estate and any related personal property and improvements located on the property:

7 (1) Certain property under the control of the Department of Veterans Affairs described
8 generally as Lots A and B, a subdivision of the North Half of the Southeast Quarter
9 of the Southwest Quarter, Section 14, T7S, R5E of the Black Hills Meridian, City of
10 Hot Springs, Fall River County, South Dakota;

11 (2) Certain property under the control of the Department of Veterans Affairs described
12 generally as Lots 1, 2, 3, 4, 5, 16, 17, 18, 19, 20, 21, 22, and 23, all in Block 42,
13 Second Minnehahata Addition to Fall River County located in Section 14, T7S, R5E
14 of the Black Hills Meridian, City of Hot Springs, South Dakota; and

15 (3) Certain property under the control of the Department of Veterans Affairs described



generally as the North Half of the Northwest Quarter of the Southwest Quarter,
Section 14, T7S, Range 5E of the Black Hills Meridian, City of Hot Springs, Fall
River County, South Dakota.

Section 2. Real estate and related personal property and improvements on the property which
are generally considered a part of the tracts described in section 1 of this Act but not specifically
included in the legal descriptions set out in section 1 of this Act may be sold as provided in this
Act as though the property and improvements were specifically described in section 1 of this
Act.

Section 3. The real estate and other property described in section 1 of this Act shall be
appraised by the board of appraisal established by § 5-9-3 and may be sold in any manner
authorized by law, subject to all applicable constitutional reservations.

Section 4. The proceeds from the sale of the real estate and other property described in
section 1 of this Act shall be deposited into the general fund.

Section 5. Notwithstanding the provisions of this Act or any other law to the contrary, the
Governor may direct the commissioner of school and public lands to sell any real estate and
related personal property described in section 1 of this Act to a political subdivision within
which the real estate and related personal property is located. The sale may be made without
first offering the real estate and related personal property for sale to the public. The sale price
shall be at least the appraised value as determined by the board of appraisal established by
§ 5-9-3, and is subject to all applicable constitutional reservations.

Section 6. Notwithstanding any other provision of law, upon the request of the Governor,
the commissioner of school and public lands may sell a right of permanent use and access for
the purposes of utility transmission and distribution located on any tract within section 14 or 15,
Township 7S, Range 5E of the Black Hills Meridian, City of Hot Springs, Fall River County,

1 South Dakota. The right of use shall revert upon the grantee discontinuing use for that purpose.

2 Section 7. The right of use described in section 6 of this Act shall be appraised by the board
3 of appraisal established by § 5-9-3 and may be sold in any manner authorized by law, subject
4 to all applicable constitutional reservations.

5 Section 8. The proceeds from the sale right of use of property described in section 6 of this
6 Act shall be deposited into the general fund.