

**SOUTH DAKOTA BOARD OF REGENTS**

**Full Board**

**AGENDA ITEM: 2 – A**

**DATE: February 24, 2017**

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**SUBJECT: House Bill 1210 – Legislation to Authorize the Governor and Board of Regents to Call for the Sale of the South Dakota School for the Deaf Property in Sioux Falls**

On February 16, Rep. Mark Mickelson attached an amendment to an existing bill authorizing the Governor to call for the sale of surplus property in Minnehaha County. His amendment to House Bill 1210 authorized the Governor to call for the sale of South Dakota School for the Deaf property in Sioux Falls. After further consultation with Board members, the Governor’s Office, and Rep. Mickelson, another amendment was attached to the bill on February 22 to include the Board of Regents in the call for the sale. This would enable the Board of Regents to exercise due diligence to ensure that the operations of the school continue seamlessly.

HB1210, as amended, is included as Attachment I. This is the engrossed version, which includes all amendments adopted by the House State Affairs Committee on Wednesday, February 22, 2017.

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**INFORMATIONAL ITEM**

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

400Y0525

## HOUSE APPROPRIATIONS ENGROSSED NO. **HB 1210** - 2/22/2017

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 located  
2 in Minnehaha County 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 Board of  
5 Regents and the Governor, the commissioner of school and public lands shall sell all or any  
6 portion of the following real estate and any related personal property and improvements located  
7 on the property:

8 (1) All unplatted land located in the South Half of Section 15, Township 101 North,  
9 Range 49 West of the 5th Principal Meridian, Minnehaha County, South Dakota  
10 under the control of the Board of Regents, consisting of 14.35 acres, more or less.

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



1 Section 3. The real estate and other property described in section 1 of this Act shall be  
2 appraised by the board of appraisal established by § 5-9-3 and may be sold in any manner  
3 authorized by law, on the terms and conditions as the Governor, at the request of the Board of  
4 Regents, may require, subject to all applicable constitutional reservations.

5 Section 4. The proceeds from the sale of the real estate and other property described in  
6 section 1 of this Act shall be deposited into the permanent fund created for the South Dakota  
7 School for the Deaf pursuant to S.D. Const., Art. VIII, § 7.

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