

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

400V0420

HOUSE APPROPRIATIONS ENGROSSED NO. **SB 44** - 03/05/2014

Introduced by: The Committee on Appropriations at the request of the Department of Social Services

1 FOR AN ACT ENTITLED, An Act to create a provider revolving loan fund for skilled nursing
2 facilities in the Department of Social Services, to make an appropriation therefor, and to
3 declare an emergency.

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

5 Section 1. There is hereby established a provider revolving loan fund in the Department of
6 Social Services. The purpose of the loan fund is to assist skilled nursing facilities in South
7 Dakota to fund capital improvements and equipment needed to ensure or improve resident
8 health and safety, including emergency preparedness or services to special populations. Any
9 interest earned on money in the fund shall be deposited into the fund.

10 Section 2. The Department of Social Services shall promulgate rules, pursuant to chapter
11 1-26, to administer the fund, including establishing eligibility criteria, the application process,
12 the selection process, timelines, the terms for repayment, and interest collected. The eligibility
13 criteria shall include:

14 (1) The ability of the applicant to service the debt from cash flow operations, capital, or



1 collateral;

2 (2) Compatibility with the needs of the community and region;

3 (3) Evaluation of current and previous financial statements;

4 (4) If the community can sustain the facility;

5 (5) Readiness to proceed; and

6 (6) Compliance with permits and regulations.

7 Section 3. There is hereby appropriated from the general fund the sum of two dollars (\$2),
8 or so much thereof as may be necessary, to the provider revolving loan fund established in
9 section 1 of this Act for distribution to selected skilled nursing facilities.

10 Section 4. The secretary of the Department of Social Services shall approve applications to
11 the program.

12 Section 5. The secretary of the Department of Social Services shall approve vouchers and
13 the state auditor shall draw warrants to pay expenditures authorized by this Act.

14 Section 6. Any amounts appropriated in this Act not lawfully expended or obligated, shall
15 revert in accordance with the procedures prescribed chapter 4-8.

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