2023 South Dakota Legislature

Senate Bill 17

ENROLLED

AN ACT

ENTITLED An Act to make appropriations for water and environmental purposes and to declare an emergency.

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

Section 1. That § 46A-1-2.1 be AMENDED:

46A-1-2.1. The Legislature finds that the following water resources projects are necessary for the general welfare of the people of this state and authorizes the projects, pursuant to § 46A-1-2, to be included in the state water resources management system, to serve as the preferred, priority objectives of the state:

(1) Belle Fourche irrigation upgrade project;

(2) Big Sioux flood control study;

(3) Hydrology and water management studies, to manage and protect state water resources for current and future generations;

(4) Cendak irrigation project;

(5) Gregory County pumped storage site;

(6) Lake Andes-Wagner/Marty II irrigation unit;

(7) Lewis and Clark rural water system;

(8) Sioux Falls flood control project;

(9) Vermillion basin flood control project;

(10) Water Investment in Northern South Dakota project; and

(11) Western Dakota Regional Water System study.

Section 2. That section 2 of chapter 224 of the 2015 Session Laws be AMENDED:

There is hereby appropriated from the South Dakota water and environment fund, the sum of seven million seven hundred thousand dollars to the Board of Water and Natural Resources for the purpose of providing a grant to local project sponsors for the

construction of facilities included in the Lewis and Clark Rural Water System, as authorized in § 46A-1-13.10.

Notwithstanding § 46A-1-61, the board may provide the grant for up to one hundred percent of the nonfederal share of expenditures.

Monies must be provided according to terms and conditions established by the Board of Water and Natural Resources.

Section 3. There is hereby appropriated from the South Dakota water and environment fund the sum of $200,273 to the Board of Water and Natural Resources for the purpose of providing a grant to local project sponsors for a feasibility level study update of the Big Sioux flood control study, in Watertown and the vicinity.

The study update is to be completed by the United States Army Corps of Engineers.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 4. There is hereby appropriated from the South Dakota water and environment fund the sum of $5,000,000 to the Board of Water and Natural Resources for the purpose of providing a grant to local project sponsors for the engineering design, preconstruction activities, and construction of the facilities included in the Water Investment in Northern South Dakota project.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 5. There is hereby appropriated from the South Dakota water and environment fund the sum of $1,000,000 to the Board of Water and Natural Resources for the purpose of providing a grant to local project sponsors for a feasibility level study, system startup, and administration of the Western Dakota regional water system study.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 6. There is hereby appropriated from the South Dakota water and environment fund the sum of $7,425,000 to the Board of Water and Natural Resources for the purpose of

providing grants and loans to project sponsors under the state consolidated water facilities construction program, established pursuant to § 46A-1-63.1.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 7. There is hereby appropriated from the South Dakota water and environment fund the sum of $2,450,000 to the Board of Water and Natural Resources for the purpose of providing grants and loans to project sponsors under the state solid waste management program, established pursuant to § 46A-1-83.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 8. There is hereby appropriated from administrative expense surcharge fees deposited in the state water pollution control revolving fund program subfund the sum of $2,200,000 to the Board of Water and Natural Resources for the purpose of providing water quality grants under the state water pollution control revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 9. There is hereby appropriated from administrative expense surcharge fees deposited in the state drinking water revolving fund program subfund the sum of $2,000,000 to the Board of Water and Natural Resources for the purpose of providing grants for the construction of drinking water facilities under the state drinking water revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 10. There is hereby appropriated from administrative expense surcharge fees deposited in the state water pollution control revolving fund program subfund the sum of $750,000 to the Board of Water and Natural Resources for the purpose of contracting for the preparation of applications and the administration of clean water state revolving fund loans under the state water pollution control revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 11. There is hereby appropriated from administrative expense surcharge fees deposited in the state drinking water revolving fund program subfund the sum of $750,000 to the Board of Water and Natural Resources for the purpose of contracting for the preparation of applications and the administration of drinking water state revolving fund loans under the state drinking water revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to the terms and conditions established by the Board of Water and Natural Resources.

Section 12. There is hereby appropriated from federal funds deposited in the state drinking water revolving fund program subfund the sum of $485,000 to the Board of Water and Natural Resources for the purpose of providing small system technical assistance and local assistance set-aside grants, or contracts, to eligible entities under the state drinking water revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to terms and conditions established by the Board of Water and Natural Resources.

Section 13. There is hereby appropriated from federal funds deposited in the state water pollution control revolving fund program subfund the sum of $200,000 to the Board of Water and Natural Resources for the purpose of providing small system technical assistance set-aside grants, or contracts, to eligible entities under the state water pollution control revolving fund program, established pursuant to § 46A-1-60.1.

Monies must be provided according to terms and conditions established by the Board of Water and Natural Resources.

Section 14. The secretary of the Department of Agriculture and Natural Resources shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

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

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

An Act to make appropriations for water and environmental purposes and to declare an emergency.

I certify that the attached Act originated in the:

Senate as Bill No. 17

_____
Secretary of the Senate

_____
President of the Senate

Attest:

_____
Secretary of the Senate

_____
Speaker of the House

Attest:

_____
Chief Clerk

Received at this Executive Office
this _____ day of _____,

2023 at _____M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 2023

_____
Governor

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 2023
at _____ o'clock __M.

_____
Secretary of State

By _____
Asst. Secretary of State

Senate Bill No. 17
File No. _____
Chapter No. _____