

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

347U0328

SENATE BILL NO. 189

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

1 FOR AN ACT ENTITLED, An Act to make appropriations from the water and environment
2 fund, the water pollution control revolving fund subfund, and the drinking water revolving
3 fund subfund for various water and environmental purposes and to declare an emergency.

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

5 Section 1. There is hereby appropriated from the South Dakota water and environment fund
6 established pursuant to § 46A-1-60, the sum of three million eight hundred thousand dollars
7 (\$3,800,000), or so much thereof as may be necessary, to the South Dakota Board of Water and
8 Natural Resources for the purpose of providing grants to local project sponsors for the
9 engineering design, preconstruction activities and construction of the facilities included in the
10 Southern Black Hills Water System as authorized in § 46A-1-13.11. Funds shall be provided
11 according to terms and conditions established by the Board of Water and Natural Resources.

12 Section 2. There is hereby appropriated from the South Dakota water and environment fund
13 established pursuant to § 46A-1-60, the sum of one million five hundred thousand dollars
14 (\$1,500,000), or so much thereof as may be necessary, to provide funds to the South Dakota
15 Board of Water and Natural Resources for the purpose of providing a seven hundred fifty



1 thousand dollar grant and a seven hundred fifty thousand dollar loan to the project sponsors for
2 the engineering design, preconstruction activities and construction of the facilities included in
3 the Belle Fourche irrigation upgrade project as authorized in § 46A-1-13.12. Funds shall be
4 provided according to terms and conditions established by the Board of Water and Natural
5 Resources.

6 Section 3. There is hereby appropriated from the South Dakota water and environment fund
7 established pursuant to § 46A-1-60, the sum of seven million five hundred thousand dollars
8 (\$7,500,000), or so much thereof as may be necessary, to the South Dakota Board of Water and
9 Natural Resources for the purpose of providing grants and loans to project sponsors under the
10 consolidated water facilities construction program established pursuant to § 46A-1-63.1. Funds
11 shall be provided according to terms and conditions established by the Board of Water and
12 Natural Resources.

13 Section 4. In accordance with § 46A-1-64, the Legislature hereby authorizes the Board of
14 Water and Natural Resources to provide funding from the South Dakota water and environment
15 fund, under the consolidated water facilities construction program established in § 46A-1-63.1,
16 in amounts not to exceed two million three hundred thousand dollars (\$2,300,000) to the South
17 Dakota Ellsworth Development Authority, for the design and construction of a waste water
18 treatment facility, a sanitary sewer interceptor and water main. Funds shall be provided
19 according to the terms and conditions established by the Board of Water and Natural Resources.

20 Section 5. In accordance with § 46A-1-64, the Legislature hereby authorizes the Board of
21 Water and Natural Resources to provide funding from the South Dakota water and environment
22 fund, under the consolidated water facilities construction program established in § 46A-1-63.1,
23 in amounts not to exceed one million five hundred thousand dollars (\$1,500,000) to the Bear
24 Butte Valley Water System, for the design and construction of a water system to serve rural

1 customers in western Meade County. Funds shall be provided according to the terms and
2 conditions established by the Board of Water and Natural Resources.

3 Section 6. There is hereby appropriated from the South Dakota water and environment fund
4 established pursuant to § 46A-1-60, the sum of two million six hundred fifty thousand dollars
5 (\$2,650,000), or so much thereof that may be necessary, to the South Dakota Board of Water
6 and Natural Resources for the purpose of providing grants and loans to project sponsors under
7 the solid waste management program established pursuant to § 46A-1-83. Funds shall be
8 provided according to the terms and conditions established by the Board of Water and Natural
9 Resources. Notwithstanding § 46A-1-67, the term of years for loans under this section may be
10 extended to the useful life of the facilities being financed.

11 Section 7. There is hereby appropriated from administrative expense surcharge fees
12 deposited in the South Dakota state water pollution control revolving fund program subfund
13 established pursuant to § 46A-1-60.1, the sum of one million two hundred fifty thousand dollars
14 (\$1,250,000), or so much thereof as may be necessary, to the South Dakota Board of Water and
15 Natural Resources for the purpose of providing water quality grants under the state water
16 pollution control revolving fund program established pursuant to § 46A-1-60.1. Funds shall be
17 provided according to terms and conditions established by the Board of Water and Natural
18 Resources.

19 Section 8. There is hereby appropriated from administrative expense surcharge fees
20 deposited in the South Dakota state water pollution control revolving fund program subfund
21 established pursuant to § 46A-1-60.1, the sum of one hundred thousand dollars (\$100,000), or
22 so much thereof as may be necessary to the South Dakota Board of Water and Natural
23 Resources for the purpose of contracting for the preparation of applications and administration
24 of clean water state revolving fund loans under the state water pollution control revolving fund

1 program established pursuant to § 46A-1-60.1. Funds shall be provided according to terms and
2 conditions established by the Board of Water and Natural Resources.

3 Section 9. There is hereby appropriated from administrative expense surcharge fees
4 deposited in the South Dakota state drinking water revolving fund program subfund established
5 pursuant to § 46A-1-60.1, the sum of one hundred thousand dollars (\$100,000), or so much
6 thereof as may be necessary to the South Dakota Board of Water and Natural Resources for the
7 purpose of contracting for the preparation of applications and administration of drinking water
8 state revolving fund loans under the state drinking water revolving fund program established
9 pursuant to § 46A-1-60.1. Funds shall be provided according to terms and conditions established
10 by the Board of Water and Natural Resources.

11 Section 10. There is hereby appropriated from administrative expense surcharge fees
12 deposited in the South Dakota state drinking water revolving fund program subfund established
13 pursuant to § 46A-1-60.1, the sum of seventy-five thousand dollars (\$75,000), or so much
14 thereof as may be necessary to the South Dakota Board of Water and Natural Resources for the
15 purpose of providing grants to project sponsors to provide aquifer delineation technical
16 assistance to community water systems. Funds shall be provided according to terms and
17 conditions established by the Board of Water and Natural Resources.

18 Section 11. There is hereby appropriated from federal funds deposited in the South Dakota
19 state drinking water revolving fund program subfund established pursuant to § 46A-1-60.1, the
20 sum of two hundred thousand dollars (\$200,000), or so much thereof as may be necessary, to
21 the South Dakota Board of Water and Natural Resources for the purpose of providing small
22 system technical assistance set-aside grants to project sponsors under the state drinking water
23 revolving fund program established pursuant to § 46A-1-60.1. Funds shall be provided
24 according to terms and conditions established by the Board of Water and Natural Resources.

1 Section 12. Whereas, this Act is necessary for the support of the state government and its
2 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
3 full force and effect from and after its passage and approval.