

AN ACT

ENTITLED, An Act to revise certain provisions concerning municipal sewer service.

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

Section 1. That § 9-48-2 be amended to read as follows:

9-48-2. Each municipality may:

- (1) Establish, construct, and maintain main, trunk, sanitary, storm, and service sewers, and septic or sewage treatment plants, drains, and manholes either within its corporate limits or within ten miles of its corporate limits;
- (2) Appropriate funds and levy taxes to accumulate funds for the purposes identified in this section;
- (3) Establish sewer districts as provided by this title;
- (4) Acquire any sewer, drain, or system of sewerage and drainage already established and constructed; and
- (5) Acquire land within or without the municipality for a septic or sewage treatment plant or outlet to any main sewer and may assess the cost of the land and the cost of any necessary extension or connection of the main sewer to all the property within the sewer district benefited as provided by this title.

The proceeds of any taxes levied for the accumulation of funds under this section shall be placed in a separate fund which may not revert at the end of the fiscal year. The amount of the fund may never exceed an amount equivalent to ten dollars per thousand dollars of taxable valuation of all property within the municipality. The fund shall be established by a resolution adopted pursuant to chapter 9-19.

Section 2. That § 9-48-33 be amended to read as follows:

9-48-33. The governing body of any municipality may establish one or more districts for the

construction, improvement, and maintenance of main, storm, sanitary, service, and trunk sewers, sewage treatment or septic plants and outlets, lift stations, and other sewerage improvements. The governing body may establish or modify the boundary of the district, construct a sewerage system or part of a sewerage system, and assess the cost of the sewerage system to the property within the district as provided in this chapter.

An Act to revise certain provisions concerning municipal sewer service.

I certify that the attached Act
originated in the

HOUSE as Bill No. 1126

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1126

File No. _____

Chapter No. _____

Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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

Filed _____, 20____
at _____ o'clock ____ M.

Secretary of State

By _____
Asst. Secretary of State