



## 2021 South Dakota Legislature

# Senate Bill 34

*Introduced by: The Committee on Appropriations at the request of the Governor's Office of Economic Development*

1 **An Act to make an appropriation to expand rural access to broadband services and**  
 2 **to declare an emergency.**

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

4 **Section 1.** There is hereby appropriated from the general fund the sum of \$100,000,000 to  
 5 the Governor's Office of Economic Development, for purposes of expanding broadband  
 6 throughout the state of South Dakota.

7 **Section 2.** The funds appropriated in section 1 of this Act shall be used exclusively to expand  
 8 and improve broadband in the state of South Dakota, via any transmission technology that  
 9 can provide high-speed internet access, and for administrative costs necessary for expending  
 10 these dollars efficiently and effectively.

11 **Section 3.** Priority shall be given to projects that:

- 12 (1) Seek to leverage private investment, federal grants, or extensions of existing  
 13 infrastructure;  
 14 (2) Serve any location that does not currently offer broadband at speeds at or above  
 15 100 mbps download/20 mbps upload; or  
 16 (3) Are most cost effective and technically efficient in that the projects propose to  
 17 serve the highest number of homes, businesses, and community anchor points for  
 18 the least cost and best level of service, emphasizing projects that offer the highest  
 19 broadband speeds.

20 **Section 4.** Funds shall be disbursed according to the specific needs of each project and in  
 21 such a way that best advances the broadband needs of the area to be served.

22 **Section 5.** The commissioner of the Governor's Office of Economic Development shall  
 23 approve vouchers and the state auditor shall draw warrants to pay expenditures authorized  
 24 by this Act.

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

3 **Section 7.** Nothing in this Act may affect the approval and continued funding of projects  
4 commenced prior to the effective date of this Act.

5 **Section 8.** Whereas, this Act is necessary for the support of the state government and its  
6 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in  
7 full force and effect from and after its passage and approval.