



2021 South Dakota Legislature

Senate Bill 53

HOUSE ENGROSSED

Introduced by: The Committee on Agriculture and Natural Resources at the request of the Department of Environment and Natural Resources

1 **An Act to revise certification and renewal fees for water supply and treatment**
 2 **system operators.**

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

4 **Section 1.** That § 34A-3-11 be AMENDED.

5 **34A-3-11. Duties of secretary.**

6 The secretary shall:

- 7 (1) Hold at least one examination each year at the designated time and place for the
 8 purpose of examining candidates for certification;
- 9 (2) Advertise and promote the program of certification of water and wastewater works
 10 operators;
- 11 (3) Encourage other operators to become certified other than those required to do so
 12 by law;
- 13 (4) Distribute applications and notices;
- 14 (5) Receive and evaluate applications;
- 15 (6) Collect fees, ~~not exceeding ten dollars for both initial and an annual renewal fee,~~
 16 not exceeding sixty dollars to cover reasonable costs of operator certification
 17 exams;
- 18 (7) Prepare, conduct, and grade examinations;
- 19 (8) Maintain records of operator qualifications and certification, and maintain a register
 20 of certified operators;
- 21 (9) Promote and schedule regular training schools and programs.

22 **Section 2.** That § 34A-3-18 be AMENDED.

1 **34A-3-18. Certifications--Expiration--Renewal.**

2 All certifications shall expire on the first day of February of each ~~and every year,~~
3 at which time all certifications shall have been renewed.

4 ~~Certifications expired for failure to pay renewal fees may be reinstated by the~~
5 ~~secretary.~~

6 **Section 3.** That § 34A-3-19 be AMENDED.

7 **34A-3-19. Certifications--Fees--Deposit and use of funds.**

8 The secretary may charge each applicant a fee not to exceed ~~ten~~ sixty dollars which
9 shall accompany the application. ~~The request of each person so certified for an annual~~
10 ~~renewal certification shall be accompanied by a fee which shall be established by the~~
11 ~~secretary but which may not exceed ten dollars.~~ The fees shall be deposited in the state
12 treasury to be credited to the Board of Certification fund, which shall be used to pay
13 ~~expenses of the board,~~ and to administer the provisions, of this chapter. Any surplus at
14 the end of the fiscal year shall be retained by the board for future expenditures.