ENTITLED An Act to identify Water Management Board officers, authorize appointment of a prehearing officer, and define the duties of the prehearing officer.

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

Section 1. That § 1-40-18 be AMENDED.


The Water Management Board shall annually elect a chair, vice chair, and secretary. A prehearing officer may be appointed by the board as needed to conduct prehearing matters. The board shall meet at least four times a year upon the call of the chair or the secretary of the Department of Environment and Natural Resources.

Section 2. That a NEW SECTION be added:


The Water Management Board member appointed as prehearing officer pursuant to § 1-40-18 may act on behalf of the board concerning prehearing motions, scheduling orders, and subpoenas. Any ruling of the prehearing officer may be appealed by the affected party to the board for a board ruling. The appeal to the board shall be filed with the prehearing officer within ten days of the date of the prehearing officer's ruling or prior to the next board meeting if the meeting is less than ten days from the date of the prehearing officer's ruling. The prehearing officer may defer a ruling directly to the board.
An Act to identify Water Management Board officers, authorize appointment of a prehearing officer, and define the duties of the prehearing officer.

I certify that the attached Act originated in the:

House as Bill No. 1027

_________________________ Chief Clerk

Received at this Executive Office this _____ day of ____________, 2021 at __________ M.

By __________________________ for the Governor

_________________________ Speaker of the House

The attached Act is hereby approved this ______ day of ____________, A.D., 2021

Attest:

_________________________ Chief Clerk

_________________________ Speaker of the House

Attest:

_________________________ Chief Clerk

_________________________ President of the Senate

Attest:

_________________________ Secretary of the Senate

_________________________ Secretary of State

House Bill No. 1027
File No. ______
Chapter No. ______

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

Filed ____________, 2021
at __________ o’clock ___M.

By __________________________

Asst. Secretary of State

HB1027 ENROLLED