

Chapter 202
(Senate Bill 50)

An Act to make an appropriation for water, wastewater and storm water projects throughout state government, and to declare an emergency.

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

Section 1. There is hereby appropriated the sum of \$60,000,000 in federal fund expenditure authority for the expenditure of state fiscal recovery fund American Rescue Plan Act moneys to the Bureau of Administration for the purpose of providing funding for eligible state agency water, wastewater, and storm water projects.

Section 2. The commissioner of the Bureau of Administration, the secretary of corrections, the adjutant general, the secretary of the Department of Game, Fish and Parks, the executive director of the Board of Regents, the secretary of the Department of Agriculture and Natural Resources, the secretary of the Department of Social Services, the secretary of the Department of Human Services, the secretary of the Department of Transportation, the secretary of the Department of Veterans' Affairs, and the secretary of the Department of Education shall approve vouchers for eligible projects administered by the officials' respective department, and the state auditor shall draw warrants to pay expenditures authorized by this Act.

Section 3. The agencies listed in section 2 of this Act may adjust such cost estimates to reflect inflation as measured by the Building Cost Index, reported by the Engineering News Record, and additional expenditures required to comply with regulations adopted after the effective date of this Act, or additional sums received pursuant to section 1 of this Act. However, any adjustments to construction cost estimates for the project may not exceed one hundred and twenty-five percent of the estimated project construction cost stated in section 1 of this Act.

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

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

Signed March 22, 2022
