



2023 South Dakota Legislature

Senate Bill 44

Introduced by: **Senator Schoenbeck**

1 **An Act to repeal provisions regarding the creation of river basin natural resource**
2 **districts.**

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

4 **Section 1. That § 46A-19-1 be REPEALED:**

5 Pursuant to ~~§§ 46A-19-3 to 46A-19-11, inclusive, the state is divided into nine~~
6 ~~river basin natural resource districts. Each district is a political subdivision of the state.~~

7 **Section 2. That § 46A-19-2 be REPEALED:**

8 ~~As used in this chapter, the term, district, means one of the river basin natural~~
9 ~~resource districts created by this chapter.~~

10 **Section 3. That § 46A-19-3 be REPEALED:**

11 ~~The Red River and Minnesota River Basin Natural Resource District is hereby~~
12 ~~established. The district shall include the portions of Brookings, Codington, Day, Deuel,~~
13 ~~Grant, Marshall, and Roberts counties located in the Red River hydrologic basin and the~~
14 ~~Minnesota River hydrologic basin.~~

15 **Section 4. That § 46A-19-4 be REPEALED:**

16 ~~The Big Sioux River Basin Natural Resource District is hereby established. The~~
17 ~~district shall include the portions of Brookings, Clark, Clay, Codington, Day, Deuel, Grant,~~
18 ~~Hamlin, Kingsbury, Lake, Lincoln, Marshall, McCook, Minnehaha, Moody, Roberts, Turner,~~
19 ~~and Union counties located in the Big Sioux River hydrologic basin.~~

20 **Section 5. That § 46A-19-5 be REPEALED:**

1 ~~The Vermillion River Basin Natural Resource District is hereby established. The~~
2 ~~district shall include the portions of Brookings, Clark, Clay, Hamlin, Hutchinson, Kingsbury,~~
3 ~~Lake, Lincoln, McCook, Miner, Minnehaha, Turner, Union, and Yankton counties located in~~
4 ~~the Vermillion River hydrologic basin.~~

5 **Section 6. That § 46A-19-6 be REPEALED:**

6 ~~The James River Basin Natural Resource District is hereby established. The district~~
7 ~~shall include the portions of Aurora, Beadle, Bon Homme, Brown, Clark, Davison, Day,~~
8 ~~Douglas, Edmunds, Faulk, Hand, Hanson, Hutchinson, Hyde, Jerauld, Kingsbury, Marshall,~~
9 ~~McCook, McPherson, Miner, Potter, Roberts, Sanborn, Spink, Turner, and Yankton counties~~
10 ~~located in the James River hydrologic basin.~~

11 **Section 7. That § 46A-19-7 be REPEALED:**

12 ~~The Upper Missouri River Trench Basin Natural Resource District is hereby~~
13 ~~established. The district shall include the portions of Campbell, Corson, Dewey, Edmunds,~~
14 ~~Faulk, Haakon, Hughes, Hyde, McPherson, Potter, Stanley, Sully, Walworth, and Ziebach~~
15 ~~counties located in the Upper Missouri River Trench hydrologic basin.~~

16 **Section 8. That § 46A-19-8 be REPEALED:**

17 ~~The Lower Missouri River Trench Basin Natural Resource District is hereby~~
18 ~~established. The district shall include the portions of Aurora, Beadle, Bon Homme, Brule,~~
19 ~~Buffalo, Charles Mix, Clay, Davison, Douglas, Faulk, Gregory, Haakon, Hand, Hughes,~~
20 ~~Hutchinson, Hyde, Jackson, Jones, Jerauld, Lyman, Pennington, Potter, Stanley, Sully,~~
21 ~~Tripp, Union, and Yankton counties located in the Lower Missouri River Trench hydrologic~~
22 ~~basin.~~

23 **Section 9. That § 46A-19-9 be REPEALED:**

24 ~~The Little Missouri River, Cannonball River, Moreau River, and Grand River Basin~~
25 ~~Natural Resource District is hereby established. The district shall include the portions of~~
26 ~~Butte, Corson, Dewey, Harding, Meade, Perkins, and Ziebach counties located in the Little~~
27 ~~Missouri River hydrologic basin, the Cannonball River hydrologic basin, the Moreau River~~
28 ~~hydrologic basin, and the Grand River hydrologic basin.~~

29 **Section 10. That § 46A-19-10 be REPEALED:**

1 ~~The Belle Fourche River and the Cheyenne River Basin Natural Resource District is~~
2 ~~hereby established. The district shall include the portions of Butte, Custer, Fall River,~~
3 ~~Haakon, Lawrence, Meade, Oglala Lakota, Pennington, and Ziebach and counties located~~
4 ~~in the Belle Fourche River hydrologic basin and the Cheyenne River hydrologic basin.~~

5 **Section 11. That § 46A-19-11 be REPEALED:**

6 ~~The White River and Niobrara River Basin Natural Resource District is hereby~~
7 ~~established. The district shall include the portions of Bennett, Fall River, Gregory, Jackson,~~
8 ~~Jones, Lyman, Mellette, Oglala Lakota, Pennington, Todd, and Tripp counties located in~~
9 ~~the White River hydrologic basin and the Niobrara River hydrologic basin.~~

10 **Section 12. That § 46A-19-16 be REPEALED:**

11 ~~Each district is governed by a council. The size of each district council is determined~~
12 ~~by the task force based on the population and the geography of the district.~~

13 **Section 13. That § 46A-19-17 be REPEALED:**

14 ~~Five percent of the electors of a district may petition the district council to submit~~
15 ~~to an election the question of whether the district should become dormant. The election~~
16 ~~shall be conducted, canvassed, recounted, and contested as elections under the general~~
17 ~~laws of this state. No district may become dormant unless sixty percent or more of the~~
18 ~~votes cast are in favor of the district becoming dormant.~~