



2026 South Dakota Legislature

Senate Bill 76

Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Governor

1 **An Act to transfer moneys from the housing infrastructure fund to the revolving**
 2 **economic development and initiative fund, and to authorize loans from the**
 3 **revolving economic development and initiative fund for airport infrastructure.**

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

5 **Section 1.** The state treasurer shall transfer all moneys that are unobligated, as
 6 of the effective date of this Act, from that portion of the South Dakota housing
 7 infrastructure fund created in § 11-15-2 and designated for loans to the revolving
 8 economic development and initiative fund.

9

10 **Section 2.** The Board of Economic Development may provide loans from the
 11 revolving economic development and initiative fund to the owner or operator of an airport
 12 with scheduled air service located in this state and in a metropolitan statistical area with
 13 an estimated annual resident population of at least one hundred twenty-five thousand,
 14 but no greater than two hundred seventy-five thousand, determined as of July 1, 2024,
 15 by the United States Census Bureau.

16 The Board of Economic Development may provide loans from the revolving
 17 economic development and initiative fund to the owner or operator of an airport with
 18 scheduled air service located in this state and in a metropolitan statistical area with an
 19 estimated annual resident population greater than two hundred seventy-five thousand
 20 determined as of July 1, 2024, by the United States Census Bureau.

21 Loans provided under this section may not exceed fifteen million dollars per
 22 recipient.

23 The Board of Economic Development shall consider, and authorize or deny, any
 24 loan requested pursuant to this section at a public meeting held pursuant to chapter 1-
 25 25.

1 All moneys received from the repayment of loans made must be deposited in the
 2 revolving economic development and initiative fund and may be used as provided in § 1-
 3 16G-5.

4
 5 **Section 3.** A loan made pursuant to section 2 of this Act must:

- 6 (1) Bear interest payable at the rate of zero percent per year;
- 7 (2) Be unsecured;
- 8 (3) Require equal annual payments based on a twenty-year amortization;
- 9 (4) Require that the first payment be due one year from the date of the funding of the
 10 loan; and
- 11 (5) Be closed and funded on or before June 30, 2030.

12
 13 **Section 4.** A loan made pursuant to section 2 of this Act to a municipality is exempt
 14 from the provisions of chapter 6-8B and chapter 9-25, but is subject to the constitutional
 15 limitations of municipal indebtedness.

16 A loan made pursuant to section 2 of this Act to a regional airport authority created
 17 pursuant to chapter 50-6A is exempt from the provisions of §§ 50-6A-29 to 50-6A-37,
 18 inclusive.

19
 20 **Section 5.** The Board of Economic Development may promulgate rules pursuant
 21 to chapter 1-26 to establish the application process and timelines for loans made pursuant
 22 to section 2 of this Act.