



2026 South Dakota Legislature

Senate Bill 240

Introduced by: **Senator Davis**

1 **An Act to make an appropriation for county rural access infrastructure and to**
 2 **declare an emergency.**

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

4 **Section 1. That § 31-34-2 be AMENDED:**

5 **31-34-2.** Before August 1, 2021, the Department of Revenue shall distribute the
 6 sum of three million dollars on a pro rata basis to each county for the purpose of planning
 7 and completing an inventory of small structures as prescribed by the Department of
 8 Transportation. ~~Before August 1, 2022,~~ For any moneys appropriated for county rural
 9 access infrastructure, the Department of Revenue shall ~~distribute~~ deposit a portion of the
 10 ~~sum of three million dollars to~~ into a rural access infrastructure fund for each county based
 11 on the allocation calculated in accordance with this section for the purposes described in
 12 § 31-34-3. Each county's allocated percentage is calculated by using the total number of
 13 small structures on township roads and county secondary roads located in a county divided
 14 by the sum of all small structures on township roads and county secondary roads in the
 15 state as reported to the Department of Transportation, multiplied by one hundred. Each
 16 county that receives moneys from this rural access infrastructure program shall use the
 17 moneys in accordance with the provisions of this chapter.

18 **Section 2.** There is appropriated \$5,000,000 from the general fund, to the Department of
 19 Revenue, to deposit into rural access infrastructure funds, to be distributed and used in the
 20 manner described in § 31-34-2. No more than one-third of the appropriated amount may be
 21 deposited, in each of the fiscal years 2026, 2027, and 2028, to county rural access
 22 infrastructure funds.

23 **Section 3.** The secretary of the Department of Revenue shall approve vouchers and the state
 24 auditor shall draw warrants to pay expenditures authorized in this Act.

1 **Section 4.** Any amounts appropriated in this Act not lawfully expended or obligated by June
2 30, 2031, shall revert in accordance with the procedures described in chapter 4-8.

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