

## 2026 South Dakota Legislature

**Senate Bill 222****AMENDMENT 222B  
FOR THE INTRODUCED BILL**

1 **An Act to make an appropriation for eligible water, wastewater, storm water, and**  
2 **~~nonpoint source projects~~ riparian buffer initiative projects and to declare an**  
3 **emergency.**

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

5 ~~**Section 1.** There is appropriated \$10,000,000 from the general fund, to the Department of~~  
6 ~~Agriculture and Natural Resources, for the purpose of providing grants for eligible water,~~  
7 ~~wastewater, storm water, and nonpoint source projects in accordance with the guidance~~  
8 ~~provided in section 2 of this Act.~~

9 ~~**Section 2.** To be eligible for funding, projects must go through the Department of Agriculture~~  
10 ~~and Natural Resources by way of the Board of Water and Natural Resources and be included~~  
11 ~~in the state water plan. The following funding terms apply to eligible projects under this Act:~~

12 ~~(1) — Eligible applicants may receive a grant award limited to a per person project cost~~  
13 ~~based on the population served by the system or municipality, using the 2020~~  
14 ~~federal census numbers or system service numbers, as determined by the board.~~  
15 ~~The grant limit must apply to each applicant, regardless of the project cost or the~~  
16 ~~number of projects in need of funding, and must be determined as follows:~~

17 ~~(a) — Systems or municipalities with service populations of up to one thousand~~  
18 ~~may receive up to an eighty percent grant, with a maximum project cost~~  
19 ~~for determining the grant amount limited to nine thousand dollars per~~  
20 ~~person per applicant for all eligible projects considered for grants;~~

21 ~~(b) — Systems or municipalities with service populations with at least one~~  
22 ~~thousand and up to two thousand five hundred may receive up to a fifty~~  
23 ~~percent grant with a maximum project cost for determining the grant~~  
24 ~~amount limited to seven thousand dollars per person per applicant for all~~  
25 ~~eligible projects considered for grants; and~~

~~(c) Systems or municipalities with service populations greater than two thousand five hundred may receive a thirty percent grant with a maximum project cost for determining the grant amount limited to three thousand dollars per person per applicant for all eligible projects considered for grants;~~

~~(2) Projects addressing regionalization and consolidation, environmental and health regulatory compliance issues, drought resiliency, water availability, nonpoint source improvements, or other significant environmental issues may receive funding above the grant limits in this Act. The department shall evaluate projects and make recommendations to the board for funding based on need and positive long term benefits of the project; and~~

~~(3) Eligible engineering studies for projects with long term drought resiliency, drinking water availability issues, or water or wastewater regionalization projects may be awarded a grant in an amount up to one hundred percent of the study cost.~~

~~The board has discretion to deny funding for lake dredging and projects that do not align with cost effective regionalization.~~

**Section 1.** There is appropriated \$10,000,000 from the general fund, to the Department of Agriculture and Natural Resources, for the purpose of providing grants as provided in section 2 of this Action.

**Section 2.** Of the amount appropriated in section 1 of this Act, \$2,000,000 is allocated for eligible water, wastewater, and storm water projects. To be eligible for funding from this allocation, projects must be approved by the Board of Water and Natural Resources and be included in the state water plan.

Of the amount appropriated in section 1 of this Act, \$8,000,000 is allocated for statewide riparian buffer initiative projects.

**Section 3.** The secretary of the Department of Agriculture and Natural Resources shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

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

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

AMENDED