

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

400Y0233

## SENATE BILL NO. 23

Introduced by: The Committee on Transportation at the request of the Department of  
Transportation

1 FOR AN ACT ENTITLED, An Act to revise the authority of the Transportation Commission  
2 to make loans from the state highway fund to local governments for highway and bridge  
3 construction and maintenance purposes.

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

5 Section 1. That § 31-5-8 be amended to read:

6 31-5-8. All moneys levied and collected by the state by general state taxation for state  
7 highway purposes, or received from the sale of bonds, or appropriated for state highway  
8 purposes, shall be expended only in the laying out, marking, constructing, reconstructing, or  
9 maintaining public highways forming the trunk highway system and for the expenses of the  
10 Transportation Commission. However, twenty-five percent of all such moneys accruing to the  
11 state highway fund, other than from federal funds, may be used by the department in marking,  
12 constructing, reconstructing, repairing, or maintenance of highways and bridges of the state. The  
13 commission may promulgate rules, pursuant to chapter 1-26, to establish procedures for the  
14 application and approval of loans to local government highway jurisdictions. The jurisdictions  
15 may use the money for the marking, constructing, reconstructing, repairing, and maintenance



1 of the highways and bridges of the state pursuant to terms and conditions determined by the  
2 commission.