

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

400Y0292

## SENATE BILL NO. 70

Introduced by: The Committee on Appropriations at the request of the Office of the Governor

1 FOR AN ACT ENTITLED, An Act to make appropriations from the water and environment  
2 fund and its revolving fund subfunds for various water and environmental purposes, to  
3 increase the transfer from the water and environment fund to the environment and natural  
4 resources fee fund, and to declare an emergency.

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

6 Section 1. There is hereby appropriated from the South Dakota water and environment fund  
7 established pursuant to § 46A-1-60, the sum of four hundred fifty thousand dollars (\$450,000),  
8 or so much thereof as may be necessary, to provide funds to the Board of Water and Natural  
9 Resources for the purpose of providing grants to state and local project sponsors for hydrology  
10 and water management studies to assess, model, and quantify the state's surface water and  
11 groundwater resources including completion of a hydrologic model of the Big Sioux River  
12 Basin in eastern South Dakota to better predict the extent of flood events and minimize damage  
13 caused by future flood events through better preparation. Funds shall be provided according to  
14 terms and conditions established by the Board of Water and Natural Resources. Notwithstanding  
15 § 46A-1-61, the board may provide the grant for up to one hundred percent of the nonfederal



1 share of expenditures for hydrology and water management studies.

2 Section 2. There is hereby appropriated from the South Dakota water and environment fund  
3 established pursuant to § 46A-1-60, the sum of ten million five hundred thousand dollars  
4 (\$10,500,000), or so much thereof as may be necessary, to the Board of Water and Natural  
5 Resources for the purpose of providing grants and loans to project sponsors under the  
6 consolidated water facilities construction program established pursuant to § 46A-1-63.1. Funds  
7 shall be provided according to terms and conditions established by the Board of Water and  
8 Natural Resources.

9 Section 3. There is hereby appropriated from the South Dakota water and environment fund  
10 established pursuant to § 46A-1-60, the sum of two million two hundred fifty thousand dollars  
11 (\$2,250,000), or so much thereof that may be necessary, to the Board of Water and Natural  
12 Resources for the purpose of providing grants and loans to project sponsors under the solid  
13 waste management program established pursuant to § 46A-1-83. Funds shall be provided  
14 according to the terms and conditions established by the Board of Water and Natural Resources.

15 The Department of Environment and Natural Resources may use up to two hundred fifty  
16 thousand dollars of the funds appropriated by this section, to contract for the statewide cleanup  
17 of waste tires and solid waste. Notwithstanding § 46A-1-61, the department may fund up to one  
18 hundred percent of the nonfederal share of statewide waste tires and solid waste cleanup  
19 projects.

20 Section 4. There is hereby appropriated from administrative expense surcharge fees  
21 deposited in the state water pollution control revolving fund program subfund established  
22 pursuant to § 46A-1-60.1, the sum of one million dollars (\$1,000,000), or so much thereof as  
23 may be necessary, to the Board of Water and Natural Resources for the purpose of providing  
24 water quality grants under the state water pollution control revolving fund program established

1 pursuant to § 46A-1-60.1. Funds shall be provided according to terms and conditions established  
2 by the Board of Water and Natural Resources.

3 Section 5. There is hereby appropriated from administrative expense surcharge fees  
4 deposited in the state water pollution control revolving fund program subfund established  
5 pursuant to § 46A-1-60.1, the sum of one hundred fifty thousand dollars (\$150,000), or so much  
6 thereof as may be necessary, to the Board of Water and Natural Resources for the purpose of  
7 contracting for the preparation of applications and administration of clean water state revolving  
8 fund loans under the state water pollution control revolving fund program established pursuant  
9 to § 46A-1-60.1. Funds shall be provided according to terms and conditions established by the  
10 Board of Water and Natural Resources.

11 Section 6. There is hereby appropriated from administrative expense surcharge fees  
12 deposited in the state drinking water revolving fund program subfund established pursuant to  
13 § 46A-1-60.1, the sum of one hundred fifty thousand dollars (\$150,000), or so much thereof as  
14 may be necessary, to the Board of Water and Natural Resources for the purpose of contracting  
15 for the preparation of applications and administration of drinking water state revolving fund  
16 loans under the state drinking water revolving fund program established pursuant to  
17 § 46A-1-60.1. Funds shall be provided according to terms and conditions established by the  
18 Board of Water and Natural Resources.

19 Section 7. There is hereby appropriated from federal funds deposited in the state drinking  
20 water revolving fund program subfund established pursuant to § 46A-1-60.1, the sum of one  
21 hundred fifty thousand dollars (\$150,000), or so much thereof as may be necessary, to the Board  
22 of Water and Natural Resources for the purpose of providing small system technical assistance  
23 set-aside grants to project sponsors under the state drinking water revolving fund program  
24 established pursuant to § 46A-1-60.1. Funds shall be provided according to terms and conditions

1 established by the Board of Water and Natural Resources.

2 Section 8. That § 1-40-32 be amended to read:

3 1-40-32. On the first of July each year, ~~five~~ six hundred thousand dollars or all the interest  
4 deposited for the previous year in the water and environment fund established pursuant to  
5 § 46A-1-60, whichever is less, shall be transferred from the water and environment fund to the  
6 environment and natural resources fee fund established pursuant to § 1-40-30.

7 Section 9. The secretary of environment and natural resources shall approve vouchers and  
8 the state auditor shall draw warrants to pay expenditures authorized by this Act.

9 Section 10. Any amounts appropriated in this Act not lawfully expended or obligated shall  
10 revert in accordance with the procedures prescribed in chapter 4-8.

11 Section 11. Whereas, this Act is necessary for the support of the state government and its  
12 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in  
13 full force and effect from and after its passage and approval.