



2020 South Dakota Legislature

House Bill 1035

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

1 **An Act to make an appropriation from the water and environment fund and its**
 2 **revolving fund subfunds for various water and environmental purposes, to**
 3 **revise the water resources projects list, and to declare an emergency.**

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

5 **Section 1.** That § 46A-1-2.1 be AMENDED:

6 **46A-1-2.1. Legislative finding--Preferred, priority objectives.**

7 The Legislature finds that the following water resources projects are necessary for
 8 the general welfare of the people of the State of South Dakota and authorizes the projects
 9 pursuant to § 46A-1-2 to be included in the state water resources management system
 10 to serve as the preferred, priority objectives of the state: Belle Fourche irrigation upgrade
 11 project, Big Sioux flood control study, hydrology and water management studies to
 12 manage and protect state water resources for current and future generations, Cendak
 13 irrigation project, Gregory County pumped storage site, Lake Andes-Wagner/Marty II
 14 irrigation unit, Lewis and Clark rural water system, Sioux Falls flood control project,
 15 ~~Southern Black Hills Water System~~, and Vermillion basin flood control project.

16 **Section 2.** There is hereby appropriated from the South Dakota water and environment fund
 17 established pursuant to § 46A-1-60, the sum of eleven million three hundred thousand dollars
 18 (\$11,300,000), or so much thereof as may be necessary, to the Board of Water and Natural
 19 Resources for the purpose of providing grants and loans to project sponsors under the
 20 consolidated water facilities construction program established pursuant to § 46A-1-63.1.
 21 Funds shall be provided according to terms and conditions established by the Board of Water
 22 and Natural Resources.

23 **Section 3.** There is hereby appropriated from the South Dakota water and environment fund
 24 established pursuant to § 46A-1-60, the sum of two million two hundred twenty-five thousand
 25 dollars (\$2,225,000), or so much thereof as may be necessary, to the Board of Water and

1 Natural Resources for the purpose of providing grants and loans to project sponsors under
2 the solid waste management program established pursuant to § 46A-1-83. Funds shall be
3 provided according to terms and conditions established by the Board of Water and Natural
4 Resources.

5 **Section 4.** There is hereby appropriated from administrative expense surcharge fees
6 deposited in the South Dakota state water pollution control revolving fund program subfund
7 established pursuant to § 46A-1-60.1, the sum of one million two hundred fifty thousand
8 dollars (\$1,250,000), or so much thereof as may be necessary, to the Board of Water and
9 Natural Resources for the purpose of providing water quality grants under the state water
10 pollution control revolving fund program established pursuant to § 46A-1-60.1. Funds shall
11 be provided according to terms and conditions established by the Board of Water and Natural
12 Resources.

13 **Section 5.** There is hereby appropriated from administrative expense surcharge fees
14 deposited in the state water pollution control revolving fund program subfund established
15 pursuant to § 46A-1-60.1, the sum of two hundred thousand dollars (\$200,000), or so much
16 thereof as may be necessary, to the Board of Water and Natural Resources for the purpose
17 of contracting for the preparation of applications and administration of clean water state
18 revolving fund loans under the state water pollution control revolving fund program
19 established pursuant to § 46A-1-60.1. Funds shall be provided according to terms and
20 conditions established by the Board of Water and Natural Resources.

21 **Section 6.** There is hereby appropriated from administrative expense surcharge fees
22 deposited in the state drinking water revolving fund program subfund established pursuant
23 to § 46A-1-60.1, the sum of fifty thousand dollars (\$50,000), or so much thereof as may be
24 necessary, to the Board of Water and Natural Resources for the purpose of providing small
25 system technical assistance grants and contracting for the preparation of applications and
26 administration of drinking water state revolving fund loans under the state drinking water
27 revolving fund program established pursuant to § 46A-1-60.1. Funds shall be provided
28 according to terms and conditions established by the Board of Water and Natural Resources.

29 **Section 7.** There is hereby appropriated from federal funds deposited in the state drinking
30 water revolving fund program subfund established pursuant to § 46A-1-60.1, the sum of one
31 hundred fifty thousand dollars (\$150,000), or so much thereof as may be necessary, to the
32 Board of Water and Natural Resources for the purpose of providing small system technical
33 assistance set-aside grants to project sponsors under the state drinking water revolving fund

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

3 **Section 8.** There is hereby appropriated from federal subsidy payments deposited in the
4 South Dakota state water pollution control revolving fund program subfund established
5 pursuant to § 46A-1-60.1, the sum of two million dollars (\$2,000,000), or so much thereof
6 as may be necessary, to the Board of Water and Natural Resources for the purpose of
7 providing wastewater grants under the state water pollution control revolving fund program
8 established pursuant to § 46A-1-60.1. Funds shall be provided according to terms and
9 conditions established by the Board of Water and Natural Resources.

10 **Section 9.** There is hereby appropriated from federal subsidy payments deposited in the
11 South Dakota state drinking water revolving fund program subfund established pursuant to
12 § 46A-1-60.1, the sum of one million dollars (\$1,000,000), or so much thereof as may be
13 necessary, to the Board of Water and Natural Resources for the purpose of providing grants
14 for the construction of drinking water facilities under the state drinking water revolving fund
15 program established pursuant to § 46A-1-60.1. Funds shall be provided according to terms
16 and conditions established by the Board of Water and Natural Resources.

17 **Section 10.** The secretary of the Department of Environment and Natural Resources shall
18 approve vouchers and the state auditor shall draw warrants to pay expenditures authorized
19 by this Act.

20 **Section 11.** Any amounts appropriated in this Act not lawfully expended or obligated shall
21 revert in accordance with the procedures prescribed in chapter 4-8.

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