

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

400B0232

## SENATE BILL NO. 32

Introduced by: The Committee on Appropriations at the request of the Department of  
Environment and Natural Resources

1 FOR AN ACT ENTITLED, An Act to authorize expenditures out of the water and environment  
2 fund and to declare an emergency.

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

4 Section 1. That section 2 of chapter 346 of the 1994 Session Laws be amended to read as  
5 follows:

6 There is hereby appropriated from the South Dakota water and environment fund established  
7 pursuant to § 46A-1-60, the sum of ~~five million five hundred thousand dollars (\$5,500,000)~~ four  
8 million eight hundred twenty-five thousand dollars (\$4,825,000), or so much thereof as may be  
9 necessary, to the South Dakota Conservancy District for grants and loans to project sponsors  
10 under the consolidated water facilities construction program established pursuant to § 46A-1-  
11 63.1. Funds shall be provided according to terms and conditions established by the Board of  
12 Water and Natural Resources.

13 Section 2. There is hereby appropriated from the South Dakota water and environment fund  
14 established pursuant to § 46A-1-60, the sum of two million five hundred thousand dollars  
15 (\$2,500,000), or so much thereof as may be necessary, to the South Dakota Conservancy

1 District for the purpose of providing grants and loans to project sponsors under the consolidated  
2 water facilities construction program established pursuant to § 46A-1-63.1. Funds shall be  
3 provided according to terms and conditions established by the Board of Water and Natural  
4 Resources.

5 Section 3. There is hereby appropriated from the South Dakota water and environment fund  
6 established pursuant to § 46A-1-60, the sum of one million dollars (\$1,000,000), or so much  
7 thereof as may be necessary, to the South Dakota Conservancy District for the purpose of  
8 providing a loan to the project sponsors to be used for the engineering design, preconstruction  
9 activities, and construction of the facilities included in the Mni Wiconi rural water system as  
10 authorized in § 46A-1-13.4. Funds shall be used by the project sponsors for activities that qualify  
11 as nonfederal matching requirements as enumerated in P.L. 100-516 as amended to January 1,  
12 1998. Funds shall be provided according to terms and conditions established by the Board of  
13 Water and Natural Resources.

14 Section 4. There is hereby appropriated from the South Dakota water and environment fund  
15 established pursuant to § 46A-1-60, the sum of one million three hundred thousand dollars  
16 (\$1,300,000), or so much thereof as may be necessary, to the South Dakota Conservancy  
17 District for the purpose of providing a grant to the project sponsors to be used for the  
18 engineering design, preconstruction activities, and construction of the facilities included in the  
19 Mid-Dakota rural water system as authorized in § 46A-1-13.5. Funds shall be provided  
20 according to terms and conditions established by the Board of Water and Natural Resources.

21 Section 5. There is hereby appropriated from the South Dakota water and environment fund  
22 established pursuant to § 46A-1-60, the sum of six hundred thousand dollars (\$600,000), or so  
23 much thereof as may be necessary, to the South Dakota Conservancy District for the purpose  
24 of providing a grant to the local project sponsors to be used for the engineering design,  
25 preconstruction activities, and construction of the Sioux Falls flood control project as authorized

1 in § 46A-1-13.7. Funds shall be provided according to terms and conditions established by the  
2 Board of Water and Natural Resources.

3 Section 6. There is hereby appropriated from the South Dakota water and environment fund  
4 established pursuant to § 46A-1-60, the sum of two hundred fifty thousand dollars (\$250,000),  
5 or so much thereof as may be necessary, to the South Dakota Conservancy District for the  
6 purpose of providing a grant to the local project sponsors to be used for implementation of stage  
7 one clean-out activity and other activities of the James River restoration project as authorized  
8 in § 46A-1-13.9. Funds shall be provided according to terms and conditions established by the  
9 Board of Water and Natural Resources.

10 Section 7. There is hereby appropriated from the South Dakota water and environment fund  
11 established pursuant to § 46A-1-60, the sum of two hundred ten thousand dollars (\$210,000),  
12 or so much thereof as may be necessary, to the South Dakota Conservancy District for the  
13 purpose of providing a grant to local project sponsors for the Black Hills hydrology and water  
14 management study as authorized in § 46A-1-13.8. Funds shall be provided according to terms  
15 and conditions established by the Board of Water and Natural Resources.

16 Section 8. There is hereby appropriated from the South Dakota water and environment fund  
17 established pursuant to § 46A-1-60, the sum of eighty-seven thousand five hundred dollars  
18 (\$87,500), or so much thereof as may be necessary, to the South Dakota Conservancy District  
19 for the purpose of providing a grant to local project sponsors for the Bad River watershed  
20 project as authorized in § 46A-1-13.1. Funds shall be used by the project sponsors for activities  
21 that qualify as nonfederal matching requirements under § 319 grant program of the federal Clean  
22 Water Act as amended to January 1, 1998. Funds shall be provided according to terms and  
23 conditions established by the Board of Water and Natural Resources.

24 Section 9. There is hereby appropriated from the South Dakota water and environment fund  
25 established pursuant to § 46A-1-60, the sum of fifty thousand dollars (\$50,000), or so much

1 thereof as may be necessary, to the South Dakota Conservancy District for the purpose of  
2 providing a grant to local project sponsors for the engineering design, congressional  
3 authorization, preconstruction activities, and construction of the Lewis and Clark rural water  
4 system as authorized in § 46A-1-13.10. Funds shall be provided according to terms and  
5 conditions established by the Board of Water and Natural Resources.

6 Section 10. There is hereby appropriated from the South Dakota water and environment fund  
7 established pursuant to § 46A-1-60, the sum of twenty-five thousand dollars (\$25,000), or so  
8 much thereof as may be necessary, to the South Dakota Conservancy District for the purpose  
9 of providing a grant to local project sponsors to complete a feasibility study of the Brennan  
10 reservoir project. Funds shall be provided according to terms and conditions established by the  
11 Board of Water and Natural Resources.

12 Section 11. There is hereby appropriated from the South Dakota water and environment fund  
13 established pursuant to § 46A-1-60, the sum of one million three hundred forty-five thousand  
14 dollars (\$1,345,000), or so much thereof as may be necessary, to the South Dakota Conservancy  
15 District for the purpose of providing grants and loans to project sponsors under the solid waste  
16 management program established pursuant to § 46A-1-83. The district may provide solid waste  
17 management program funding for waste tire pile clean-up activities from any funds remaining  
18 after a minimum of fifty percent has been reserved for recycling pursuant to § 34A-6-85. Funds  
19 shall be provided according to the terms and conditions established by the Board of Water and  
20 Natural Resources.

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