

AN ACT

ENTITLED, An Act to allow for the increase of drainage permit fees.

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

Section 1. That § 46A-10A-30 be amended to read as follows:

46A-10A-30. Any board or commission under the provisions of this chapter and chapter 46A-11 may adopt a permit system for drainage. Such permit system shall be prospective in nature. Permits shall be granted consistent with the principles outlined in § 46A-10A-20. The fee for a permit shall be established by the permitting authority, based on the administrative costs of regulating drainage activities, may not exceed one hundred dollars, and shall be paid only once. However, permitted drainage which is enlarged, rerouted or otherwise modified shall require a new permit. Any vested drainage right not recorded under the provisions of § 46A-10A-31 shall require a permit for its use if a permit system has been established in the county where it exists. Any person or his contractor draining water without a permit, if a permit is required under the provisions of this section, is guilty of a Class 1 misdemeanor. In addition to or in lieu of any criminal penalty, a court may assess against any person violating the provisions of this section a civil penalty not to exceed one thousand dollars per each day of violation. A permit system is an official control.

An Act to allow for the increase of drainage permit fees.

=====

I certify that the attached Act originated in the

HOUSE as Bill No. 1204

Chief Clerk

=====

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1204
File No. _____
Chapter No. _____

=====

Received at this Executive Office this ____ day of _____ ,

20__ at _____ M.

By _____
for the Governor

=====

The attached Act is hereby approved this _____ day of _____ , A.D., 20__

Governor

=====

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State