



2023 South Dakota Legislature
Senate Bill 145
ENROLLED

AN ACT

ENTITLED An Act to revise provisions pertaining to township eligibility for the rural access infrastructure fund.

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

Section 1. That § 31-34-4 be AMENDED:

31-34-4. Applications for use of moneys allocated to a fund pursuant to this chapter must be submitted to the board of county commissioners on or before October thirty-first on forms prescribed by the association of county commissioners. The board of county commissioners shall award the moneys no later than the immediately following January fifteenth.

Applications from townships must be accompanied by a resolution approved by the township board of supervisors authorizing the application and any funding commitments made by the township. The township or county share is a minimum of twenty percent of the sum necessary to complete the project.

Applications for county secondary highways must be submitted by the county highway superintendent.

If a county declares a disaster, the deadline by which an application must be submitted is waived, provided that the application meets the other requirements of this section.

Section 2. That § 31-34-6 be AMENDED:

31-34-6. A requesting township shall timely file the township small structure improvement plan, pursuant to § 31-34-7, with the county highway superintendent and an annual report, pursuant to § 8-10-30, in order to be eligible for the funds. Any township requesting use of rural access infrastructure moneys pursuant to this chapter shall meet at least one of the following requirements:

- (1) Impose an annual property tax levy, pursuant to § 10-12-28.2; or

- (2) Impose a tax levy opt out pursuant to § 10-13-36.

An Act to revise provisions pertaining to township eligibility for the rural access infrastructure fund.

I certify that the attached Act originated in
the:
Senate as Bill No. 145

Received at this Executive Office
this ____ day of _____,
2023 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby
approved this ____ day of
_____, A.D., 2023

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2023
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 145
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State