

1 of this Act to repay loans issued to the western area water supply authority from the resources  
2 trust fund.

3 **SECTION 7. APPROPRIATION - RESOURCES TRUST FUND.** There is appropriated out  
4 of any moneys in the resources trust fund in the state treasury, not otherwise appropriated, the  
5 sum of \$74,500,000, or so much of the sum as may be necessary, to the state water  
6 commission for Mouse River flood control, for the biennium beginning July 1, 2021, and ending  
7 June 30, 2023.

8 **SECTION 8. APPROPRIATION - HIGHWAY FUND - CONTINGENT TRANSFER.** There is  
9 appropriated out of any moneys in the highway fund in the state treasury, not otherwise  
10 appropriated, the sum of \$70,000,000, or so much of the sum as may be necessary, derived  
11 from bond proceeds to the department of transportation for state highway bridge projects and  
12 for matching federal funds that may become available, for the biennium beginning July 1, 2021,  
13 and ending June 30, 2023. Of the \$70,000,000, \$35,000,000 is designated for state highway  
14 bridge projects, and \$35,000,000 is designated for matching federal funds that may become  
15 available for state highway projects in excess of the federal funds appropriated to the  
16 department of transportation as part of its 2021-23 biennial budget. By October 1, 2022, the  
17 director of the department of transportation shall certify to the office of management and budget  
18 the amount of funding committed to matching excess federal funds from the \$35,000,000  
19 provided under this section. If the amount committed is less than \$35,000,000, the office of  
20 management and budget shall transfer any uncommitted amounts to the infrastructure revolving  
21 loan fund under section 6-09-49.

22 **SECTION 9. APPROPRIATION - TOWNSHIP HIGHWAY AID FUND - EXEMPTION -**  
23 **REPORT.** There is appropriated out of any moneys in the township highway aid fund in the state  
24 treasury, not otherwise appropriated, the sum of \$30,000,000, or so much of the sum as may be  
25 necessary, derived from bond proceeds to the department of transportation for distributions to  
26 townships for road and bridge infrastructure needs for the biennium beginning July 1, 2021, and  
27 ending June 30, 2023, as follows:

- 28 1. Notwithstanding the provisions of section 54-27-19.1, the department of  
29 transportation shall distribute \$10,000,000 to non-oil-producing townships based  
30 on township roadway miles without a matching requirement.
- 31 2. a. Notwithstanding the provisions of section 54-27-19.1, the department of  
transportation shall make available \$20,000,000 for grants to

- 1 townships. The department shall award grants  
2 with preference given to grant applications for projects that:
- 3 (1) Leverage available state, local, or federal funding;
  - 4 (2) Coordinate with state, county, and other township projects;
  - 5 (3) Focus on flood control and infrastructure resilience;
  - 6 (4) Reduce road restrictions, improve mobility, and improve safety;
  - 7 (5) Improve the agricultural economy and goods movement; and
  - 8 (6) Confirm participating townships' ability to maintain the improvements.
- 9 b. The department shall establish an application process that must include the  
10 following eligibility requirements:
- 11 (1) The roadways or bridges associated with the project must provide continuity  
12 and connectivity to efficiently integrate and improve paved and unpaved  
13 corridors within the township and across township borders;
  - 14 (2) The project must be consistent with applicable township long-range  
15 planning;
  - 16 (3) The project must result in the roadway segment meeting an appropriate  
17 legal load limit;
  - 18 (4) ~~The project must result in speeds on the roadway of at least fifty-five miles~~  
19 ~~per hour unless the department of transportation provides an exemption;~~  
20 ~~and~~
  - 21 (5) The project must comply with the American association of state highway  
22 transportation officials pavement and bridge design procedures and  
23 standards developed by the department of transportation in conjunction with  
24 the local jurisdiction.
- 25 c. For approved projects, the department shall initially distribute the portion of the  
26 approved grant funding for engineering and plan development costs. Upon  
27 execution of a construction contract by the township, the department shall  
28 distribute the remainder of the approved funding. Townships shall report to the  
29 department upon awarding of each contract and upon completion of each project.
- 30 d. Grants may be awarded for construction, engineering, and plan development  
31 costs, but may not be used for routine maintenance. Grants awarded may be