

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

921S0681

## SENATE BILL NO. 158

Introduced by: Senators Rave, Brown, Gray, Hundstad, Olson (Russell), and Rampelberg and Representatives Rausch, Cronin, Dennert, Gosch, Lust, Russell, and Verchio

1 FOR AN ACT ENTITLED, An Act to toll the Department of Environment and Natural  
2 Resources administrative rules on underground injection control Class III wells and in situ  
3 leach mining until the department obtains primary enforcement authority of the comparable  
4 federal programs.

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

6 Section 1. That chapter 34A-2 be amended by adding thereto a NEW SECTION to read as  
7 follows:

8 The legal force and effect of the underground injection control Class III rules promulgated  
9 under subdivision 34A-2-93(15) are tolled until the department obtains primary enforcement  
10 authority for underground injection control Class III wells from the United States Environmental  
11 Protection Agency. The in situ leach mining rules promulgated under subdivision 45-6B-81(10)  
12 as they relate to uranium are tolled until the department obtains agreement state status from the  
13 United States Nuclear Regulatory Commission.

