

**20:09:26:01. Definitions.** Terms used in this chapter mean:

(1) "Authority," the South Dakota Housing Development Authority;

(2) "Board," the board of commissioners of the authority;

(3) "Housing infrastructure fund," a fund authorized pursuant to SDCL chapter 11-15 and administered by the authority for the purpose of making loans and grants for housing infrastructure projects;

(4) "Housing infrastructure program funding," a grant, a loan, or both a grant and a loan, from the housing infrastructure fund;

(5) "Housing infrastructure project," the installation, replacement, upgrade, or improvement of public infrastructure for the support of a single-family or multi-family housing project;

(6) "Political subdivision," any association, authority, board, commission, committee, council, task force, school district, county, city, town, township, local government entity, or agency of the state of South Dakota or of a federally recognized Indian tribe that is created or appointed by statute, ordinance, or resolution and is authorized to exercise any sovereign power derived from state or tribal law;

(7) "Public infrastructure," as defined in SDCL 11-15-1;

(8) "Total project cost," the total cost of a housing infrastructure project; and

(9) “Written agreement,” the agreement between the applicant and the authority setting forth the terms and conditions of the housing infrastructure project and the housing infrastructure program funding.

**Source:** 49 SDR 125, effective July 3, 2023.

**General Authority:** SDCL 11-15-6.

**Law Implemented:** SDCL 11-15-1 to 11-15-5, inclusive.

**20:09:26:02. Eligibility.** To be eligible for housing infrastructure program funding, the applicant must:

(1) Be a for profit entity, nonprofit entity, tribal government, housing authority, local economic development corporation, or political subdivision ~~of the state of South Dakota~~ or agency of that political subdivision;

(2) Submit an application for housing infrastructure program funding to the authority; and

(3) Comply with the requirements, conditions, restrictions, and limitations imposed by this chapter and SDCL chapter 11-15.

**Source:** 49 SDR 125, effective July 3, 2023.

**General Authority:** SDCL 11-15-6.

**Law Implemented:** SDCL 11-15-1 to 11-15-5, inclusive.