

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

938R0581

## HOUSE BILL NO. 1181

Introduced by: Representatives McLaughlin, Brunner, Kirkeby, Peters, Romkema, Schlekeway, Sly, Turbiville, and Wink and Senators Tieszen, Abdallah, Bradford, Dempster, and Nelson

1 FOR AN ACT ENTITLED, An Act to eliminate the consolidation incentives for any school  
2 districts that consolidate after July 1, 2010.

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

4 Section 1. That § 13-6-92 be amended to read as follows:

5 13-6-92. If two or more school districts consolidate after July 1, 2001 and on or before July  
6 1, 2007, the new school district is entitled to an additional three hundred dollars per average  
7 daily membership as defined in § 13-13-10.1, up to a maximum of four hundred average daily  
8 membership from each school district or a prorated portion thereof from a partial school district  
9 as it existed prior to consolidation for the first year after consolidation. If two or more school  
10 districts consolidate after July 1, 2001 and on or before July 1, 2007, the new school district is  
11 entitled to an additional two hundred dollars per average daily membership as defined in § 13-  
12 13-10.1, up to a maximum of four hundred average daily membership from each school district  
13 or a prorated portion thereof from a partial school district as it existed prior to consolidation for  
14 the second year after consolidation. If two or more school districts consolidate after July 1, 2001



1 and on or before July 1, 2007, the new school district is entitled to an additional one hundred  
2 dollars per average daily membership as defined in § 13-13-10.1, up to a maximum of four  
3 hundred average daily membership from each school district or a prorated portion thereof from  
4 a partial school district as it existed prior to consolidation for the third year after consolidation.

5 If two or more school districts consolidate after July 1, 2007, and on or before July 1, 2010,  
6 for the first year after consolidation, each new school district is entitled to one thousand dollars  
7 for each sending district student included in the receiving district's fall enrollment for the first  
8 year after consolidation, up to a maximum of four hundred sending district students. If two or  
9 more school districts consolidate after July 1, 2007, and on or before July 1, 2010, for the  
10 second year after consolidation, each new school district is entitled to eight hundred dollars for  
11 each sending district student included in the receiving district's fall enrollment for the first year  
12 after consolidation, up to a maximum of four hundred sending district students. If two or more  
13 school districts consolidate after July 1, 2007, and on or before July 1, 2010, for the third year  
14 after consolidation, each new school district is entitled to four hundred dollars for each sending  
15 district student included in the receiving district's fall enrollment for the first year after  
16 consolidation, up to a maximum of four hundred sending district students.

17 For the purposes of the entitlement provided in this section, if a receiving district receives  
18 fewer than ten sending district students, the receiving district is entitled to payment for ten  
19 sending district students.