



## 2021 South Dakota Legislature

# Senate Bill 27

*Introduced by: The Committee on Appropriations at the request of the Board of Regents*

1 **An Act to revise and repeal certain tuition rates at institutions governed by the**  
 2 **Board of Regents.**

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

4 **Section 1.** That § 13-51-1.2 be REPEALED.

5 **13-51-1.2. Tuition rates at off-campus locations.**

6 **Section 2.** That § 13-51-1.3 be AMENDED.

7 **13-51-1.3. Sioux Falls site for instructional, research, and service programs-**  
 8 **-Limitations on use.**

9 The expenditures authorized by chapter 106 of the 2006 Session Laws shall be  
 10 solely for the purposes of providing a site for the operation of instructional, research and  
 11 service programs delivered through institutions established by the Legislature and  
 12 governed by the Board of Regents. The Board of Regents may only use the property for  
 13 the primary purpose of education or research. It is the intent of the Board of Regents and  
 14 the Eighty-first Legislature that the Board of Regents may not without express legislative  
 15 authorization:

- 16 (1) Organize the programs delivered at this site into a separate degree-granting  
 17 institution;
- 18 (2) Erect student residence facilities on the site;
- 19 (3) Construct facilities on the site for use as intercollegiate athletic practice or  
 20 competition;
- 21 (4) Establish intercollegiate athletic teams at the site;
- 22 (5) Sell any portion of the property acquired pursuant to chapter 106 of the 2006  
 23 Session Laws unless the property is appraised and advertised and offered for sale  
 24 at public auction. No portion of the property may be sold except at public sale and  
 25 for an amount less than the appraised value;

- 1       (6) ~~Offer courses taught on the property at any rate other than the self-support tuition~~  
 2           ~~rate;~~
- 3       (7) ~~—~~Lease for nonagricultural purposes more than ten percent of the surface area of the  
 4           property to third parties;
- 5       (8)(7) Lease to third parties more than ten percent of the useable space within any building  
 6           constructed with state funds appropriated by the Legislature; or
- 7       (9)(8) Permit any free-standing commercial facility to be constructed on the property or  
 8           any commercial facility to be located within any building constructed with state  
 9           funds unless the commercial facility is reasonably needed to meet the convenience  
 10          and needs of the students and instructors using the building.

11       **Section 3.** That § 13-55-2.1 be REPEALED.

12                   **13-55-2.1. Veterans enrolled at self-supporting off-campus institution**  
 13                   **entitled to reduced tuition.**

14       **Section 4.** That § 13-28-37.1 be AMENDED.

15                   **13-28-37.1. State subsidized high school dual credit program--Course**  
 16                   **requirements--Limitations on participation--Tuition rate--Payment of tuition**  
 17                   **and costs.**

18           A state subsidized high school dual credit program shall be established for any  
 19           student in grades eleven or twelve. The public institution of higher education or technical  
 20           college offering the credit shall set the admission standards. A participating institution  
 21           shall regularly submit course availability, enrollment, and completion data to the  
 22           Department of Education.

23           If a student receives a failing grade in any course or withdraws from a course after the  
 24           deadline and does not receive credit for the course, the student may no longer participate  
 25           in the program. The Board of Regents or Board of Technical Education may reinstate a  
 26           student who is prohibited from participating in the dual credit program if the student  
 27           demonstrates good cause for failing a course or withdrawing from a course, or if at the  
 28           student's expense the student retakes and passes the course that the student withdrew  
 29           from or failed.

30           The dual credit program may not be used for remedial courses.

31           The Board of Regents shall set a high school dual credit tuition rate equivalent to forty-  
 32           three percent of the undergraduate ~~off-campus~~ tuition rate. The student taking the course  
 33           shall pay an amount equal to thirty-three and three tenths percent of the total high school

1 dual credit tuition rate and a school district may pay any portion of the student's share.  
2 The state shall pay an amount equal to sixty-six and seven tenths percent of the total  
3 high school dual credit tuition rate. No public institution of higher education or technical  
4 college offering the credit may require any additional fees.

5 The student is responsible for any other costs involved with attending a postsecondary  
6 institution. For the purposes of this section, the term, undergraduate-off-campus tuition  
7 rate, means the per-credit rate, as set by the Board of Regents, that was in effect on  
8 January first of the previous fiscal year.