



2021 South Dakota Legislature

House Bill 1180

Introduced by: **Representative** Bordeaux

1 **An Act to establish a nonbeneficiary student scholarship program for certain**
 2 **students attending tribally controlled colleges and to make an appropriation**
 3 **therefor.**

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

5 **Section 1.** That a NEW SECTION be added:

6 **13-55-79. Nonbeneficiary student scholarship program.**

7 There is hereby established the nonbeneficiary student scholarship program to be
 8 administered by the Board of Regents. The purpose of the scholarship is to defray a portion
 9 of the costs incurred when a nonbeneficiary student is enrolled in a tribally controlled
 10 college or community college. For the purposes of this Act, a nonbeneficiary student is a
 11 student who is enrolled in Oglala Lakota College in Kyle, Sinte Gleska University in
 12 Rosebud, Sitting Bull College in Mobridge, or Sisseton-Wahpeton Community College in
 13 Sisseton; who meets the South Dakota residency requirement established in § 13-53-24;
 14 and who is not an enrolled member of a federally recognized Indian tribe.

15 **Section 2.** That a NEW SECTION be added:

16 **13-55-80. Scholarship--eligibility.**

17 To receive a scholarship under this Act, a nonbeneficiary student shall apply to a
 18 participating college on a form provided by the Board of Regents. A student is eligible to
 19 participate in the scholarship program for up to four consecutive spring and fall semesters
 20 or until the attainment of a baccalaureate degree, whichever comes first. The consecutive
 21 enrollment requirement may be waived for a good cause.

22 **Section 3.** That a NEW SECTION be added:

1 **13-55-81. Eligibility--Enrollment at participating college.**

2 In order to maintain eligibility in the nonbeneficiary student scholarship program,
3 a nonbeneficiary student shall maintain enrollment at a participating college and make
4 continued progress toward a degree as determined by the student's program of study.

5 **Section 4.** That a NEW SECTION be added:

6 **13-55-82. Maximum scholarship award.**

7 Funding for the nonbeneficiary student scholarship is limited to a maximum of one
8 thousand dollars per year for each full-time-equivalent nonbeneficiary student. One-half
9 of the scholarship award shall be paid to the participating college on behalf of an eligible
10 nonbeneficiary student at the beginning of the fall semester, and one-half of the
11 scholarship award shall be paid to the participating college on behalf of an eligible
12 nonbeneficiary student at the beginning of the spring semester. If, in any year, the funds
13 available for scholarships are insufficient to permit each eligible nonbeneficiary student to
14 receive the full amount provided in this section, the available funds shall be prorated and
15 distributed on behalf of each eligible nonbeneficiary student in proportion to the
16 entitlement created in this section.

17 **Section 5.** There is hereby appropriated from the general fund the sum \$49,000 to the Board
18 of Regents, for the purpose of funding the nonbeneficiary scholarship program established in
19 section 1 of this Act.

20 **Section 6.** The executive director of the Board of Regents shall approve vouchers and the
21 state auditor shall draw warrants to pay expenditures authorized by this Act.

22 **Section 7.** Any amounts appropriated in this Act not lawfully expended or obligated by June
23 30, 2022, shall revert in accordance with the procedures prescribed in chapter 4-8.