



## 2023 South Dakota Legislature

# Senate Bill 151

Introduced by: **Senator Bordeaux**

1 **An Act to establish the nonbeneficiary student scholarship program and make an**  
2 **appropriation therefor.**

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

4 **Section 1. That chapter 13-55 be amended with a NEW SECTION:**

5 There is established the nonbeneficiary student scholarship program to be  
6 administered by the Department of Tribal Relations. The purpose of the scholarship  
7 program is to defray a portion of the costs incurred when a nonbeneficiary student is  
8 enrolled in a tribally controlled institution of higher education.

9 For the purposes of this Act, the term, nonbeneficiary student, means a student  
10 who:

11 (1) Is enrolled in Oglala Lakota College in Kyle, Sinte Gleska University in Rosebud,  
12 Sitting Bull College in Mobridge, or Sisseton-Wahpeton Community College in  
13 Sisseton;

14 (2) Meets the South Dakota residency requirement established in § 13-53-24; and

15 (3) Is not an enrolled member of a federally recognized Indian tribe.

16 **Section 2. That chapter 13-55 be amended with a NEW SECTION:**

17 To receive a scholarship under this Act, a nonbeneficiary student must apply on a  
18 form prescribed by the Department of Tribal Relations. A student is eligible to participate  
19 in the scholarship program for up to four consecutive semesters or until the attainment of  
20 a baccalaureate degree, whichever occurs first. The consecutive enrollment requirement  
21 may be waived for good cause as provided by rules promulgated pursuant to chapter 1-  
22 26 by the secretary of the Department of Tribal Relations.

23 **Section 3. That chapter 13-55 be amended with a NEW SECTION:**

1           In order to maintain eligibility in the nonbeneficiary student scholarship program,  
2           a nonbeneficiary student must maintain enrollment at a tribally controlled institution of  
3           higher education in this state and make continued progress toward a degree as determined  
4           by the student's program of study.

5           **Section 4. That chapter 13-55 be amended with a NEW SECTION:**

6           The nonbeneficiary student scholarship amount is no greater than one thousand  
7           dollars per year for each full-time-equivalent, nonbeneficiary student. One-half of the  
8           scholarship award must be paid to the institution of higher education on behalf of the  
9           student at the beginning of the fall semester, and one-half of the scholarship award must  
10          be paid to the institution of higher education on behalf of the student at the beginning of  
11          the spring semester. If, in any year, the monies available for scholarships are insufficient  
12          to permit each eligible nonbeneficiary student to receive the full amount provided in this  
13          section, the available monies must be prorated and distributed on behalf of each eligible  
14          nonbeneficiary student proportionately.

15          **Section 5.** There is hereby appropriated from the general fund the sum of \$49,000 to the  
16          Department of Tribal Relations, for purposes of funding the nonbeneficiary scholarship  
17          program established by of this Act.

18          **Section 6.** The secretary of the Department of Tribal Relations shall approve vouchers and  
19          the state auditor shall draw warrants to pay expenditures authorized by this Act.