

2025 South Dakota Legislature

House Bill 1040**AMENDMENT 1040A
FOR THE INTRODUCED BILL**

1 **An Act to reduce the state's contribution to a subsidized high school dual credit**
2 **program.**

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

4 **Section 1. That § 13-28-37.1 be AMENDED:**

5 **13-28-37.1.** A state subsidized high school dual credit program must be
6 established for any student in ~~grades~~ grade eleven or twelve. The public institution of
7 higher education or technical college offering the credit shall set the admission standards.
8 A participating institution shall regularly submit course availability, enrollment, and
9 completion data to the Department of Education.

10 If a student receives a failing grade in any course or withdraws from a course after
11 the deadline and does not receive credit for the course, the student may no longer
12 participate in the program. The Board of Regents or the South Dakota Board of Technical
13 Education may reinstate a student who is prohibited from participating in the dual credit
14 program, if the student demonstrates good cause for failing a course or withdrawing from
15 a course, or if, at the student's expense, the student retakes and passes the course that
16 the student withdrew from or failed.

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

18 The Board of Regents shall set a high school dual credit tuition rate equivalent to
19 forty-three percent of the undergraduate tuition rate. ~~The student taking the course shall~~
20 ~~pay an amount equal to thirty three and three tenths~~ fifty percent of the total high school
21 ~~dual credit tuition rate and a school district may pay any portion of the student's share.~~
22 ~~The state shall pay an amount equal to sixty six and seven tenths~~ fifty percent of the total
23 ~~high school dual credit tuition rate~~ The total high school dual credit tuition rate must be
24 paid as follows:

1 (1) For a student who is eligible for free or reduced-price meals through the National
2 School Lunch Program, 42 U.S.C. § 1751, et seq. (January 1, 2025), or the School
3 Breakfast Program, 42 U.S.C. § 1773 (January 1, 2025):

4 (a) The student taking the course must pay an amount equal to thirty-three
5 and three-tenths percent; and

6 (b) The state must pay an amount equal to sixty-six and seven-tenths percent;
7 and

8 (2) For all other students, not otherwise exempted in accordance with this section:

9 (a) The student taking the course must pay an amount equal to fifty percent;
10 and

11 (b) The state must pay an amount equal to fifty percent.

12 The board of a school district may establish a policy to pay any portion of the
13 student's share of the cost of a dual credit course. No public institution of higher education
14 or technical college offering the credit may require any additional fees.

15 The student is responsible for any other costs involved with attending a
16 postsecondary institution.

17 For the purposes of this section, ~~the term, undergraduate tuition rate,~~
18 "undergraduate tuition rate" means the per-credit rate, as set by the Board of Regents,
19 that was in effect on January first of the previous fiscal year.