

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

938X0571

HOUSE BILL NO. 1159

Introduced by: Representatives Bordeaux and Schrempp and Senator Heinert

1 FOR AN ACT ENTITLED, An Act to establish the nonbeneficiary student scholarship program
2 for certain students attending tribally controlled colleges.

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

4 Section 1. That chapter 13-55 be amended by adding a NEW SECTION to read:

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

13 Section 2. That chapter 13-55 be amended by adding a NEW SECTION to read:

14 To receive a scholarship under this Act, a nonbeneficiary student shall apply to a
15 participating college on forms provided by the Board of Regents. A student is eligible to



1 participate in the scholarship program for up to four academic years (four consecutive spring
2 and fall terms) or until the attainment of a baccalaureate degree, whichever comes first.
3 However, the consecutive enrollment requirement may be waived if good cause is demonstrated.

4 Section 3. That chapter 13-55 be amended by adding a NEW SECTION to read:

5 In order to maintain eligibility in the nonbeneficiary student scholarship program, a
6 nonbeneficiary student shall maintain enrollment at a participating college and make satisfactory
7 progress toward a degree as determined by the student's program of study.

8 Section 4. That chapter 13-55 be amended by adding a NEW SECTION to read:

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