

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

400P0322

SENATE BILL NO. 23

Introduced by: The Committee on Education at the request of the Department of Education

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to the required
2 reorganization of school districts with low enrollment.

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

4 Section 1. That § 13-6-97 be amended to read as follows:

5 13-6-97. Any school district that has a fall enrollment, as defined in § 13-13-10.1, of less
6 than one hundred and is not a sparse school district, as defined in § 13-13-78, shall reorganize
7 with another school district or school districts to create a newly reorganized school district with
8 a fall enrollment of one hundred or greater. Any school district that is not sparse and has a fall
9 enrollment of less than one hundred ~~or less~~ on July 1, 2007, shall prepare a plan for
10 reorganization that results in a newly reorganized school district that will become operative by
11 ~~June 30~~ July 1, 2009. After July 1, 2007, if the fall enrollment of any school district that is not
12 sparse falls to below one hundred ~~or below~~, that school district shall prepare a plan for
13 ~~reorganization~~ that results in a newly reorganized school district that will become operative
14 within two years. If any such district fails to prepare a plan for reorganization by the deadline,
15 the South Dakota Board of Education shall prepare and implement a ~~reorganization~~ plan for the



1 district to dissolve and attach to another school district or districts. However, the provisions of
2 this section do not apply to any school district that contracts with a school district in another
3 state pursuant to § 13-15-11 to provide for the education of children in grades seven through
4 twelve who reside within the district, that receives no foundation program state aid distributed
5 pursuant to chapter 13-13, and that is located at least twenty-five miles from the nearest high
6 school in an adjoining school district in the state.