

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

839Y0424

HOUSE BILL NO. 1125

Introduced by: Representatives Otten (Herman), Ahlers, Anderson, Bartling, Duvall, Johns, Lesmeister, Lust, McCleerey, Ring, Schoenfish, Soli, Tieszen, and Tulson and Senators Tidemann, Cronin, Frerichs, Haverly, Heinert, Killer, Peters, Sutton, White, and Youngberg

1 FOR AN ACT ENTITLED, An Act to make accessible to the public certain information relating
2 to the partners in education tax credit program.

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

4 Section 1. That chapter 13-65 be amended by adding a NEW SECTION to read:

5 Upon request, the division shall make accessible to the public any information provided to
6 the division pursuant to subdivision 13-65-4(1), (2), (8), (10), (11), or § 13-65-8.

7 Section 2. That chapter 13-65 be amended by adding a NEW SECTION to read:

8 Upon request, any scholarship granting organization shall make accessible to the public any
9 information provided pursuant to subdivisions 13-65-4(4) to (7), inclusive.

10 Section 3. That chapter 13-65 be amended by adding a NEW SECTION to read:

11 Upon request, the auditor general shall make accessible to the public any information
12 provided to the auditor general pursuant to § 13-65-5.

13 Section 4. That § 13-65-9 be amended to read:

14 13-65-9. The division shall provide a standardized format for the scholarship granting



1 organization to report the information in subdivision 13-65-4(10). ~~Any information provided~~
2 ~~relating to the identity of a taxpayer that provides an eligible contribution pursuant to this~~
3 ~~chapter shall remain confidential unless the company deems otherwise~~ Notwithstanding the
4 provisions of § 58-4-50 to 58-4-54, inclusive, any scholarship information reported to the
5 division pursuant to subdivision 13-65-4(10) is a public record as defined in § 1-27-1.1.