AN ACT

ENTITLED, An Act to revise the requirements for number and filing of copies concerning the apportionment of foundation program funds.

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

Section 1. That § 13-13-39 be amended to read as follows:

13-13-39. The Division of Education shall apportion the foundation program funds to each eligible school district and shall prepare such a list of apportionments in triplicate. One copy shall be filed with the state auditor as a voucher, one copy to each school district, and one copy shall be retained in the files of the division.

The state auditor shall issue the warrant to each school district when the apportionment voucher is presented for the total amount of the foundation program funds each school district is to receive, subject to any reduction necessitated by the issuance of a warrant to the health and educational facilities authority as provided below.

If the Division of Education receives written notice from the Health and Educational Facilities Authority of a pledge of foundation program funds or other amounts under Title 13 by a school district pursuant to a lease, resolution, certificate, or other arrangement under any lease with the authority or any note issued to or in connection with a program sponsored by the Health and Educational Facilities Authority for school districts in anticipation of funds under Title 13, the Division of Education shall deduct from amounts otherwise due to a school district under the apportionment of foundation program funds or other amounts under Title 13 an amount sufficient to pay rentals then due but unpaid and other amounts pledged to pay any promissory notes all as specified by the authority. A record of the amount so pledged as security or otherwise payable to the authority shall be filed with the state auditor.

The state auditor shall issue a warrant to the authority for the deducted amount specified by the Health and Educational Facilities Authority as above provided. No pledge by a school district

of foundation program funds or other amounts under Title 13 for any other purpose may be permitted and if made is voidable at the election of the Health and Educational Facilities Authority.

An Act to revise the requirements for number and filing of copies concerning the apportionment of foundation program funds.

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I certify that the attached Act originated in the

SENATE as Bill No. 148

_____
Secretary of the Senate

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President of the Senate

Attest:

_____
Secretary of the Senate

_____
Speaker of the House

Attest:

_____
Chief Clerk

Senate Bill No. 148
File No. ____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

19___ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 19___

_____
Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 19___ at _____ o'clock __ M.

_____
Secretary of State

By _____
Asst. Secretary of State