

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

930B0758

HOUSE BILL NO. 1281

Introduced by: Representatives Lucas and Gabriel and Senators Hutmacher and Benson

1 FOR AN ACT ENTITLED, An Act to authorize certain uses of money in a school district's
2 special education fund.

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

4 Section 1. That § 13-37-16 be amended to read as follows:

5 13-37-16. For taxes payable in 1997, and each year thereafter, the school board shall levy
6 no more than one dollar and forty cents per thousand dollars of taxable valuation, as a special
7 levy in addition to all other levies authorized by law for the amount so determined to be
8 necessary, and such levy shall be spread against all of the taxable property of the district. The
9 proceeds derived from such levy shall constitute a school district special education fund of the
10 district for the payment of costs for the special education of all children in need of special
11 education or special education and related services who reside within the district pursuant to the
12 provisions of §§ 13-37-8.2 to 13-37-8.10, inclusive. The levy in this section shall be based on
13 valuations such that the median level of assessment represents 85% of market value as
14 determined by the Department of Revenue. The total amount of taxes that would be generated
15 at the levy pursuant to this section shall be considered local effort. Money in the special
16 education fund may be expended for the purchase or lease of any real property, plant, or

- 1 equipment that is directly related to special education.