

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

109E0010

## HOUSE BILL NO. 1006

Introduced by: Representatives Heineman, Brown (Richard), Juhnke, and Pummel and  
Senators Munson, Brosz, Diedrich (Larry), Everist, Hutmacher, McIntyre,  
and Reedy at the request of the Interim Education Committee

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the transfer of school  
2 district funds.

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

4 Section 1. That § 13-16-6 be amended to read as follows:

5 13-16-6. The capital outlay fund of the school district is a fund provided by law to meet  
6 expenditures ~~of three hundred dollars or more~~ which result in the acquisition or lease of or  
7 additions to real property, plant, or equipment. Such an expenditure shall be for land, existing  
8 facilities, improvement of grounds, construction of facilities, additions to facilities, remodeling  
9 of facilities, or for the purchase or lease of equipment. It may also be used for installment or  
10 lease-purchase payments for the purchase of real property, plant or equipment, which have a  
11 contracted terminal date not exceeding twenty years from the date of the installment contract or  
12 lease-purchase and for the payment of the principal of and interest on capital outlay certificates  
13 issued pursuant to § 13-16-6.2.

14 Any purchase of one thousand dollars or less may be paid out of the general fund. The total

1 accumulated unpaid principal balances of such installment contracts and lease-purchase and the  
2 outstanding principal amounts of such capital outlay certificates may not exceed three percent  
3 of the taxable valuation. The school district shall provide a sufficient levy each year under the  
4 provisions of § 13-16-7 to meet the annual installment contract, lease-purchase and capital outlay  
5 certificate payments, including interest.

6 A school district which contracts its student transportation may expend from the capital  
7 outlay fund an amount not to exceed fifteen percent of the contract amount.