

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

109E0010 **HOUSE EDUCATION COMMITTEE ENGROSSED NO.**
HB 1006 - 01/16/2001

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 adjust the use of the capital outlay fund.

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

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

4 13-16-6. The capital outlay fund of the school district is a fund provided by law to meet
5 expenditures ~~of three hundred dollars or more~~ which result in the acquisition or lease of or
6 additions to real property, plant, or equipment. Such an expenditure shall be for land, existing
7 facilities, improvement of grounds, construction of facilities, additions to facilities, remodeling
8 of facilities, or for the purchase or lease of equipment. It may also be used for installment or
9 lease-purchase payments for the purchase of real property, plant or equipment, which have a
10 contracted terminal date not exceeding twenty years from the date of the installment contract or
11 lease-purchase and for the payment of the principal of and interest on capital outlay certificates
12 issued pursuant to § 13-16-6.2.

13 Any purchase of one thousand dollars or less may be paid out of the general fund. The total
14 accumulated unpaid principal balances of such installment contracts and lease-purchase and the

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

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