

AN ACT

ENTITLED, An Act to reallocate a certain portion of state aid to education.

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

Section 1. Notwithstanding the provisions of chapter 13-13, if a student is enrolled pursuant to § 13-28-43, and the nonresident school district in which the student is enrolled does not receive state aid to general education, the Department of Education and Cultural Affairs shall pay state aid to education to the nonresident district in which the student is enrolled. For each student, the amount of state aid paid shall be the per student allocation as defined in subdivision 13-13-10.1(4). The payment shall be prorated per the number of days the student was enrolled in the nonresident district compared to the number of days the nonresident district was in session. The payment shall be made in the succeeding fiscal year.

Section 2. That chapter 13-28 be amended by adding thereto a NEW SECTION to read as follows:

Notwithstanding the provisions of § 13-28-40, any student who enrolls in another school district pursuant to the provisions contained in §§ 13-28-40 to 13-28-47, inclusive, from a district that does not receive state aid pursuant to chapter 13-13 in the succeeding fiscal year remains the financial obligation of the resident district. For each student, the resident district shall pay tuition to the nonresident district in the succeeding fiscal year per the following calculation:

- (1) Multiply the nonresident district's adjusted average daily membership calculated pursuant to subdivision 13-13-10.1(2) by the per student allocation as defined in subdivision 13-13-10.1(4);
- (2) Divide the result of (1) by the nonresident district's average daily membership calculated pursuant to subdivision 13-13-10.1(1);
- (3) Multiply the result of (2) by the number of days the student was enrolled in the nonresident

district;

- (4) Divide the result of (3) by the number of days the nonresident district was in session.

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I certify that the attached Act
originated in the
HOUSE as Bill No. 1158

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1158
File No. _____
Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,
20__ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20__

Governor

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

Filed _____, 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State