

# State of South Dakota

## SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

145E0792

### SENATE ENGROSSED NO. **HB 1294** - 02/26/2001

Introduced by: Representatives Teupel, Garnos, Juhnke, and McCoy and Senators Apa, Kleven, and Whiting

1 FOR AN ACT ENTITLED, An Act to provide a financial incentive for school districts to  
2 consolidate.

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

4 Section 1. If two or more school districts consolidate after July 1, 2001, the new school  
5 district is entitled to an additional three hundred dollars per average daily membership as defined  
6 in § 13-13-10.1, up to a maximum of four hundred average daily membership from each school  
7 district or partial school district as it existed prior to consolidation for the first year after  
8 consolidation. If two or more school districts consolidate after July 1, 2001, the new school  
9 district is entitled to an additional two hundred dollars per average daily membership as defined  
10 in § 13-13-10.1, up to a maximum of four hundred average daily membership from each school  
11 district or partial school district as it existed prior to consolidation for the second year after  
12 consolidation. If two or more school districts consolidate after July 1, 2001, the new school  
13 district is entitled to an additional one hundred dollars per average daily membership as defined  
14 in § 13-13-10.1, up to a maximum of four hundred average daily membership from each school  
15 district or partial school district as it existed prior to consolidation for the third year after

1 consolidation.

2 Section 2. For the purposes of this Act, no student may be counted more than once.

3 Section 3. The entitlement provided by this Act shall be paid by the Department of Education  
4 and Cultural Affairs out of any money appropriated for the purposes of this Act.

5 Section 4. The restriction on transfers imposed by § 13-16-26.2 does not apply to any money  
6 received by a school district under the provisions of this Act.

7 Section 5. The Department of Education and Cultural Affairs may promulgate rules pursuant  
8 to chapter 1-26 to implement the provisions of this Act.