

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

433H0439

## HOUSE BILL NO. 1183

Introduced by: Representatives Pitts, Holbeck, Kooistra, and Smidt and Senators Olson (Ed),  
Brown (Arnold), and Diedrich (Larry)

1 FOR AN ACT ENTITLED, An Act to increase the fund balance percentage in order to qualify  
2 for certain special education funding.

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

4 Section 1. That § 13-37-40.1 be amended to read as follows:

5 13-37-40.1. A school district is not eligible for funding from the money set aside in  
6 §§ 13-37-38 to 13- 37-40, inclusive, unless the school district certifies to the secretary of  
7 education and cultural affairs that its ending special education fund balance will not exceed ~~five~~  
8 ten percent of its special education expenditures for the current fiscal year.

