

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

415H0566      HOUSE APPROPRIATIONS COMMITTEE ENGROSSED

NO. **HB 1124** - 02/06/2002

**This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.**

Introduced by: Representatives Brown (Richard), Elliott, Flowers, Murschel, Olson (Mel), and Sutton (Duane) and Senators Hutmacher, Albers, McIntyre, Moore, Olson (Ed), and Sutton (Dan)

1    FOR AN ACT ENTITLED, An Act to restrict the transfer of certain appropriated money and  
2        to provide for the distribution of certain appropriated money.

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

4        Section 1. There is hereby established an education enhancement program within the  
5    Department of Education and Cultural Affairs. The education enhancement program shall  
6    distribute money to school districts to be used to reward teachers who have demonstrated their  
7    excellence in the teaching profession.

8        Section 2. Any money appropriated to the Department of Education and Cultural Affairs for  
9    education enhancement shall be distributed to school districts as provided by this Act.

10       Section 3. If a school district meets the criteria established by this Act, the Department of  
11    Education and Cultural Affairs shall allocate money which may be appropriated for education  
12    enhancement to each school district based on the school district's pro rata share of statewide  
13    average daily membership.



1 Section 4. Criteria established by the Department of Education and Cultural Affairs for  
2 school districts to receive money appropriated for education enhancement include but are not  
3 limited to:

4 (1) A school district may not reward more than forty percent of its teachers, in any  
5 school year, with money it receives for education enhancement;

6 (2) A school district may not reduce or offset the salary of a teacher with money received  
7 for the purpose of education enhancement;

8 (3) A school district shall develop a plan to reward teachers with money received for the  
9 purpose of education enhancement; and

10 (4) The plan to reward teachers with money received for the purpose of education  
11 enhancement shall be developed with the advice and counsel of members of the  
12 community, administration, and teachers.

13 Section 5. The Department of Education and Cultural Affairs shall promulgate rules pursuant  
14 to chapter 1-26 to implement the provisions of this Act.