

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

813A0470

HOUSE EDUCATION COMMITTEE ENGROSSED

NO. **SB154** - 2/28/97

Introduced by: Senators Everist, Munson (David), and Olson and Representatives Brown (Richard), Cutler, and Richter

1 FOR AN ACT ENTITLED, An Act to revise certain school district funds.

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

3 Section 1. That § 13-13-11.1 be amended to read as follows:

4 13-13-11.1. For the purpose of distributing state aid to education under the provisions of
5 §§ 13-13-10.1 to 13-13-46, inclusive, funds received from the federal government under the
6 provisions of ~~P.L. 81-874 shall be included in total general fund revenue at the time the funds~~
7 ~~are transferred from the school district 874 fund to the school district general fund P.L. 103-382,~~
8 title VIII for basic support shall be included in total general fund revenue at the times the funds
9 are transferred from the school district P.L. 103-382, title VIII fund to the school district funds.

10 For the purposes of distributing state aid to special education under the provisions of § 13-37-36,
11 funds received from the federal government under the provisions of P.L. 103-382, title VIII add
12 on for children with disabilities shall be deposited into the school district special education fund.

13 Section 2. That § 13-16-30 be amended to read as follows:

14 13-16-30. Any funds received from the federal government under the provisions of ~~P.L.~~
15 ~~81-874~~ P.L. 103-382, title VIII for basic support may be deposited into the ~~874 fund~~ P.L. 103-

1 382, title VIII fund.

2 Section 3. That § 13-16-31 be amended to read as follows:

3 13-16-31. The ~~874~~ P.L. 103-382, title VIII fund shall serve as a fund from which transfers
4 shall be made to the ~~other~~ funds enumerated in § 13-16-2. A school district may not make
5 expenditures out of its ~~874~~ P.L. 103-382, title VIII fund . Transfers out of the ~~874~~ P.L. 103-382,
6 title VIII fund shall be made at the discretion of the school board.

7 Section 4. To establish the school district special education fund statutory carryover
8 excluding federal funds, the following calculations shall be performed:

- 9 (1) Divide the total federal special education revenue by the total special education
10 revenues; and
- 11 (2) Multiply the federal special education percentage calculated in (1) times the total
12 special education fund balance; and
- 13 (3) Deduct the amount of federal revenue calculated in (2) from the special education
14 fund balance.

1 **BILL HISTORY**

2 1/28/97 First read in Senate and referred to Education. S.J. 192

3 2/5/97 Scheduled for Committee hearing on this date.

4 2/5/97 Education Deferred to another day.

5 2/12/97 Scheduled for Committee hearing on this date.

6 2/12/97 Education Deferred to another day. S.J. 408

7 2/15/97 Scheduled for Committee hearing on this date.

8 2/15/97 Education Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 482

9 2/20/97 Senate Do Pass Amended, Passed, AYES 19, NAYS 16. S.J. 562

10 2/21/97 First read in House and referred to Education. H.J. 638

11 2/25/97 Scheduled for Committee hearing on this date.

12 2/27/97 Scheduled for Committee hearing on this date.

13 2/27/97 Education Do Pass Amended, Passed, AYES 10, NAYS 2. H.J. 746