

HOUSE CONCURRENT RESOLUTION NO. 1011

A CONCURRENT RESOLUTION, Memorializing Congress to fully fund federal impact aid to local school districts.

WHEREAS, the Congress of the United States, acknowledging the fiscal burden placed on local educational agencies by the loss of revenue from traditional funding sources such as property, sales, and income taxes resulting from a federal presence, in 1950 enacted Public Law 81-874 and Public Law 81-815 authorizing the Impact Aid Program that was reauthorized in 1994 as Sections 8002 and 8003 of Title VIII of Public Law 103-382 (20 U.S.C. Section 236 and following); and

WHEREAS, federal impact aid is funding provided to a local school district in lieu of taxes not paid by the federal government, the largest owner of land in the State of South Dakota, and certain federal employees and to compensate for revenues the local community would collect if the land did not belong to the federal government; and

WHEREAS, unlike other federally funded education programs, federal impact aid is not a program designed to respond to a social need or provide supplemental state and local funding but is a program designed to help cover basic education costs; and

WHEREAS, federal impact aid is a program that imposes no federal requirements, but allows for local control; and

WHEREAS, federal impact aid is funding that goes directly to the local agency for the general support of the education program for all students as determined by the local educational agency without burdensome bureaucratic costs; and

WHEREAS, there are 45 South Dakota school districts serving approximately 27,335 students located throughout the state with approximately 6,235 federally connected children who depend on the federal impact aid to provide the federal government's share of support for the education of the federally connected child and land and force districts to curtail services to all children; and

WHEREAS, the withdrawal of federal impact aid funding would result in state and local taxpayers subsidizing the education of the federally connected child; and

WHEREAS, South Dakota and its citizens are struggling to overcome a severe economic crisis; and

WHEREAS, the federal government's financial support for South Dakota's federally connected child and federal presence has declined below the 1981 level of funding although the numbers of

children in the educational system and federal acres has not:

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Seventy-second Legislature of the State of South Dakota, the Senate concurring therein, that the Legislature of the State of South Dakota proclaims its support for the maintenance and full funding of federal impact aid to local school districts and respectfully memorializes the President and Congress of the United States to uphold the responsibility of the federal government to provide funding to local school districts impacted by a federal presence.

Adopted by the House of Representatives,
Concurred in by the Senate,

February 18, 1997
February 24, 1997

Rex Hagg
Speaker of the House

Karen Gerdes
Chief Clerk of the House

Carole Hillard
President of the Senate

Patricia Adam
Secretary of the Senate