

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

552B0109

## HOUSE BILL NO. 1073

Introduced by: Representatives Brown (Jarvis), Collier, Duenwald, Gleason, Hagen, and Pummel and Senators Brosz and Lawler

1 FOR AN ACT ENTITLED, An Act to provide for a school district transportation levy.

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

3 Section 1. That § 13-16-2 be amended to read as follows:

4 13-16-2. All school district funds shall be placed in either the general fund, capital outlay  
5 fund, special education fund, public service enterprise fund, trust or agency fund as defined in  
6 § 4-4-4, bond redemption fund ~~or~~, 874 fund, or transportation fund as hereinafter defined.

7 Section 2. That chapter 13-16 be amended by adding thereto a NEW SECTION to read as  
8 follows:

9 The transportation fund is a fund provided to meet student transportation or room and board  
10 expenses.

11 Section 3. That chapter 13-16 be amended by adding thereto a NEW SECTION to read as  
12 follows:

13 A school board may, in addition to any other tax levy provided by law, authorize an annual  
14 levy not to exceed one dollar per one thousand dollars of taxable valuation for the transportation  
15 fund. A school board shall call a referendum election on the additional levy if a petition, signed

1 by at least five percent of the number of qualified voters voting in the most recent annual school  
2 election, is filed with the school district within sixty days after the date of authorization of the  
3 additional levy. The school board shall call a special election for the referendum, which shall be  
4 held within thirty days after the receipt of the petition, unless the school district's annual election  
5 is scheduled within sixty days after the receipt of the petition, in which case the question shall  
6 be included on the school district's annual election ballot and no special election need be held.  
7 The question is deemed to have passed or failed by a simple majority of those voting. The school  
8 board is bound by the result of the election for the next two school fiscal years.