

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

802B0419

## SENATE BILL NO. 173

Introduced by: Senators Drake, Benson, Johnson (William), and Reedy and Representatives McNenny, Brown (Jarvis), Cerny, Diedrich, and Matthews

1 FOR AN ACT ENTITLED, An Act to revise the calculation of state aid to education.

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

3 Section 1. That chapter 13-13 be amended by adding thereto a NEW SECTION to read as  
4 follows:

5 If a school district's enrollment has declined by five percent, the school district may elect to  
6 have its average daily membership or general enrollment average daily membership for purposes  
7 of distribution of state aid to education for the next school year based on the average of the  
8 average daily membership or general enrollment average daily membership for the previous three  
9 school years. If a district elects to use the three-year average provided for in this section, it must  
10 notify the Department of Education and Cultural Affairs no later than September thirtieth of the  
11 school fiscal year for which state aid is to be distributed. If a school district elects to use a three-  
12 year average provided for in this section, a three-year average shall be used for at least five years.  
13 The three-year average in subsequent years is the average for the three school fiscal years prior  
14 to the school fiscal year in which state aid to education is distributed. After a school district that  
15 has elected to use the three-year average provided for in this section has met the five-year

1 requirement for using the three-year average, it must notify the Department of Education and  
2 Cultural Affairs no later than September thirtieth of each year whether the districts elects to  
3 continue the three-year average. If no such notification is made, the normal average daily  
4 membership or general enrollment average daily membership shall be used to determine state aid  
5 to education.