

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

400C0233

HOUSE ENGROSSED NO. **HB1024** - 1/25/99

Introduced by: The Committee on Commerce at the request of the Department of Labor

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the minimum wage
2 to be paid persons under twenty years of age.

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

4 Section 1. That § 60-11-3 be amended to read as follows:

5 60-11-3. Every employer shall pay to each employee ~~who has reached the age of eighteen~~
6 ~~years~~, wages at a rate of not less than five dollars and fifteen cents an hour. Violation of this
7 section is a Class 2 misdemeanor.

8 The provisions of this section do not apply to certain employees being paid an opportunity
9 wage pursuant to section 2 of this Act, babysitters, or outside salesmen.

10 Section 2. That § 60-11-4.1 be amended to read as follows:

11 60-11-4.1. Any employee who is ~~eighteen or nineteen~~ under twenty years of age may be paid
12 an opportunity wage as defined in section 6 of the Fair Labor Standards Amendments of 1996
13 as of October 1, 1996.

14 Section 3. That § 60-12-3 be amended to read as follows:

15 60-12-3. No child under sixteen years of age may be employed at any time in any occupation
16 dangerous to life, health, or morals, nor may any child be in any manner exploited by any

1 employer, ~~including for anyone under eighteen years of age the imposition of wages at a rate less~~
2 ~~than seventy-five percent of the minimum wage.~~ However, it is permissible to employ children
3 over fourteen years of age to dispense gasoline, gasohol, diesel fuel, and oil at gasoline service
4 establishments. Violation of this section is a Class 2 misdemeanor. This section does not apply
5 to minors employed by their parents or to minors who have successfully completed a safety
6 course and received a license, permit, or certificate from a state or federal agency to operate
7 agricultural equipment or otherwise to be employed in any occupation in an agricultural
8 occupation within the scope of the license, permit, or certificate.

1 **BILL HISTORY**

2 1/12/99 First read in House and referred to Commerce. H.J. 36

3 1/21/99 Scheduled for Committee hearing on this date.

4 1/21/99 Commerce Do Pass, Passed, AYES 13, NAYS 0. H.J. 104

5 1/21/99 Commerce Place on Consent Calendar.

6 1/22/99 Second reading of consent calendar items.

7 1/25/99 Motion to Amend, Passed. H.J. 180

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

359C0136

SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE ENGROSSED NO.

SB5 - 1/29/99

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

Introduced by: Senators Benson, Brown (Arnold), Drake, Lange, Reedy, Valandra, and Vitter
and Representatives Jaspers, Lockner, Weber, and Wetz at the request of the
Interim Agriculture Committee

1 FOR AN ACT ENTITLED, An Act to establish the value added agriculture subfund and provide
2 for its funding and disbursement.

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

4 Section 1. That chapter 1-16G be amended by adding thereto a NEW SECTION to read as
5 follows:

6 There is created within the revolving economic development and initiative fund created in
7 § 1-16G-3 the value added agriculture subfund. The purpose of the subfund created by this
8 section is to make grants or loans for agricultural development, feasibility studies, or marketing.

9 Section 2. That chapter 1-16G be amended by adding thereto a NEW SECTION to read as
10 follows:

11 The Board of Economic Development shall designate three million dollars of the money in
12 the revolving economic development and initiative fund for the purposes of the value added
13 agriculture subfund.

14 Section 3. That § 10-47B-119 be amended to read as follows:

1 10-47B-119. Any motor fuel consumer may apply for and obtain a refund of fuel taxes
2 imposed and paid to this state, for motor fuel purchased and used by the consumer in motor
3 vehicles, recreation vehicles, and farm equipment used for nonhighway agricultural purposes; or
4 used in vehicles or equipment for nonhighway commercial uses. The portion of this refund
5 attributed to nonhighway use of motor vehicles shall be calculated by multiplying the motor
6 vehicle's average miles per gallon during the claim period times the number of nonhighway miles
7 the vehicle was operated. The average miles per gallon and nonhighway miles shall be supported
8 by actual individual vehicle fuel disbursement records and odometer readings. The portion of this
9 refund attributed to nonhighway machinery and equipment shall be supported by individual
10 vehicle fuel disbursement records. Three cents per gallon of each tax refund shall be deposited
11 in the value added agriculture subfund created in section 1 of this Act. For the purposes of this
12 section, the refund applies to any purchases of motor fuel made after July 1, 1999.

13 Section 4. That chapter 1-16G be amended by adding thereto a NEW SECTION to read as
14 follows:

15 The Board of Economic Development shall administer the value added agriculture subfund,
16 and make grants or loans from the value added agriculture subfund. The value added agriculture
17 subfund shall be used to develop and promote value added agriculture in South Dakota including
18 the initial or subsequent production, use, or processing of any form of agricultural commodity,
19 product, or by-product in this state. For projects which involve a separate agricultural research
20 component, the Board of Economic Development shall consult with the research services of
21 South Dakota State University.

22 Section 5. That chapter 1-16G be amended by adding thereto a NEW SECTION to read as
23 follows:

24 In connection with the administration of the value added agriculture subfund, the Board of
25 Economic Development may, pursuant to chapter 1-26, adopt such rules as it deems necessary

1 to implement the purposes of this Act, including:

- 2 (1) Setting the application procedures for those who apply for loans or grants from the
3 value added agriculture subfund;
- 4 (2) Establishing criteria to determine which applicants will receive such loans or grants;
- 5 (3) Governing the use of proceeds of such loans or grants;
- 6 (4) Establishing criteria for the terms and conditions upon which such loans or grants
7 shall be made, including the terms of security given, if any, to secure such loans; and
- 8 (5) Governing the use of proceeds by lenders of funds advanced to the lenders by the
9 board including the terms and conditions upon which the proceeds shall be loaned to
10 borrowers for the purposes described in this Act.

11 Section 6. That § 1-16G-24 be amended to read as follows:

12 1-16G-24. Earnings on the revolving economic development and initiative fund and the value
13 added agriculture subfund may be used for the administrative costs of the Division of Finance
14 of the Governor's Office of Economic Development. Such earnings shall be expended in
15 accordance with the provisions of Title 4 on warrants drawn by the state auditor on vouchers
16 approved by the commissioner of the Governor's Office of Economic Development. Eligible
17 expenses may not exceed total interest earnings during the previous fiscal year prior to the
18 deduction of loan losses for the same fiscal year.

1 **BILL HISTORY**

2 1/12/99 First read in Senate and referred to Agriculture and Natural Resources. S.J. 16

3 1/19/99 Scheduled for Committee hearing on this date.

4 1/19/99 Agriculture and Natural Resources Deferred to another day.

5 1/28/99 Scheduled for Committee hearing on this date.

6 1/28/99 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 8, NAYS 1.

7 S.J. 228

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

980C0418

SENATE TRANSPORTATION COMMITTEE

ENGROSSED NO. **SB81** - 1/29/99

Introduced by: Senators Madden, Albers, Flowers, Frederick, Hainje, Kleven, Lange, Lawler, Munson (David), Shoener, Symens, and Vitter and Representatives Duenwald, Brooks, Diedrich (Larry), Fischer-Clemens, Hagen, Hennies, Konold, Koskan, Napoli, Peterson, and Pummel

1 FOR AN ACT ENTITLED, An Act to prohibit using a social security number for a driver's
2 license number.

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

4 Section 1. That § 32-12-17 be amended to read as follows:

5 32-12-17. The Department of Commerce and Regulation shall, upon payment of the fee
6 established by § 32-12-16, issue to every applicant qualifying therefor an operator's license. An
7 operator's license may be issued to a minor at least sixteen years of age but less than eighteen
8 years of age who has successfully passed all driver's license examination tests and completed the
9 requirements of an instruction permit as provided in § 32-12-11, if the applicant has not been
10 convicted of a traffic violation in the past six months, and if the applicant is not currently under
11 suspension, revocation, or disqualification. The license shall bear thereon a distinguishing number
12 assigned to the licensee, the full legal name or any name lawfully taken, date of birth, residence
13 address, an indication if the licensee is a donor pursuant to chapter 34-26, an indication if the
14 licensee as a living will pursuant to chapter 34-12D or a durable power of attorney for health
15 care pursuant to chapter 59-7, a color photo and a brief description of the licensee, and the

- 1 licensee's signature. The distinguishing number may not be the applicant's social security number.
- 2 The department shall indicate upon each driver's license the general class of vehicles which the
- 3 licensee may drive.
- 4 Section 2. The effective date of this Act is January 1, 2000.

1 **BILL HISTORY**

2 1/21/99 First read in Senate and referred to Transportation. S.J. 144

3 1/28/99 Scheduled for Committee hearing on this date.

4 1/28/99 Transportation Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 228

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

264C0483

SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE ENGROSSED NO.

SB95 - 1/29/99

Introduced by: Senators Kloucek, Dennert, Hutmacher, and Symens and Representatives
Chicoine, Brown (Jarvis), Crisp, Haley, Koehn, Kooistra, Lucas, Nachtigal,
Waltman, Weber, and Wilson

1 FOR AN ACT ENTITLED, An Act to regulate certain livestock packer transactions.

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

3 Section 1. Terms used in the Act mean:

4 (1) "Livestock," live cattle, swine, or sheep;

5 (2) "Packer," a person who is engaged in the business of slaughtering livestock or
6 receiving, purchasing, or soliciting livestock for slaughtering, the meat products of
7 which are directly or indirectly to be offered for resale or for public consumption.

8 Packer includes an agent of the packer engaged in buying or soliciting livestock for
9 slaughter on behalf of a packer. Packer does not include a cold storage plant, a frozen
10 food locker plant, a livestock market, or livestock auction agency.

11 Section 2. A packer purchasing or soliciting livestock for slaughter in this state may not
12 discriminate in prices paid or offered to be paid to sellers of that livestock. This section does not
13 apply to the sale and purchase of livestock if the following requirements are met:

14 (1) The price differential is based on the quality of the livestock, if the packer purchases

1 or solicits the livestock based upon a payment method specifying prices paid for
2 criteria relating to carcass merit; actual and quantifiable costs related to transporting
3 and acquiring the livestock by the packer; or an agreement for the delivery of
4 livestock at a specified date or time; and

5 (2) After making a differential payment to a seller, the packer publishes information
6 relating to the differential pricing, including the payment method for carcass merit,
7 transportation and acquisition pricing, and an offer to enter into an agreement for the
8 delivery of livestock at a specified date or time according to the same terms and
9 conditions offered to other sellers.

10 Section 3. A packer shall provide all sellers with the same terms and conditions offered to
11 a seller who receives a differential price based on any of the criteria described in section 2 of this
12 Act.

13 Section 4. A packer shall, at the end of each day during which livestock are purchased or
14 contracted, provide to the United States Department of Agriculture, agricultural market service
15 livestock market news branch, and the South Dakota Department of Agriculture, all prices paid
16 for livestock, both contract and direct purchased, that day.

17 Section 5. Any agreement made by a packer in violation of this Act is voidable. Any packer
18 acting in violation of this section is guilty of a fraudulent practice.

19 Section 6. The attorney general shall enforce the provisions of this Act and the Department
20 of Agriculture shall refer any violations of these provisions to the attorney general. The attorney
21 general or any person injured by a violation of these provisions may bring an action in circuit
22 court to restrain a packer from violating these provisions. A seller who receives a discriminatory
23 price or who is offered only a discriminatory price for livestock based upon a violation of these
24 provisions by a packer has a civil cause of action against the packer and, if successful, shall be
25 awarded treble damages.

1 Section 7. Any packer shall make available for publication and to the Department of
2 Agriculture, a daily report setting forth information regarding prices paid for livestock, under
3 each contract in force, in which the packer and a South Dakota resident are parties for the
4 purchase of the livestock by the packer, and which sets a date for delivery more than twenty days
5 after the making of the contract.

6 The reports shall be completed on forms prepared by the department for comparison with
7 cash market prices for livestock according to procedures required by the department in rules
8 promulgated pursuant to chapter 1-26. The report may not include information regarding the
9 identity of a seller.

10 A failure of a packer to report as required by this section is punishable by a civil penalty not
11 to exceed one thousand dollars for each day that a timely or truthful report is not published. The
12 department shall refer to the attorney general any packer or packer's agent who the department
13 believes is in violation of the provisions of this Act. The attorney general may, upon referral from
14 the department, file an action in circuit court to enforce these provisions.

1 **BILL HISTORY**

2 1/22/99 First read in Senate and referred to Agriculture and Natural Resources. S.J. 159

3 1/26/99 Scheduled for Committee hearing on this date.

4 1/28/99 Scheduled for Committee hearing on this date.

5 1/28/99 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 8, NAYS 1.

6 S.J. 230

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

870C0282

SENATE AGRICULTURE AND NATURAL RESOURCES COMMITTEE ENGROSSED NO.

SB115 - 1/29/99

Introduced by: Senators Dennert, Lange, and Moore and Representatives Cutler, Hunt, Lucas, Sutton (Daniel), Waltman, and Weber

1 FOR AN ACT ENTITLED, An Act to require a landowner to apply to the director of
2 equalization and to request the use of the marshland soils rating classification to value certain
3 agricultural land.

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

5 Section 1. That § 10-6-33.21 be amended to read as follows:

6 10-6-33.21. ~~The~~ If an application is submitted pursuant to section 2 of this act, the director
7 of equalization shall take into consideration and make adjustments in setting the assessed value
8 for agricultural land which has been inundated by floods and is not farmable during the past three
9 growing seasons. The director of equalization shall use the marshland soils rating classification
10 pursuant to §§ 10-6-33.2 and 10-6-33.7 to determine the assessed value of the acreage inundated
11 and not farmable.

12 Section 2. That chapter 10-6 be amended by adding thereto a NEW SECTION to read as
13 follows:

14 If agricultural land has been inundated by floods and was not farmable during the past three
15 growing seasons, a person may request the director of equalization to specially assess the land

- 1 for the purpose of taxation by submitting an application before November first. The owner shall
- 2 describe on the application the portion of the agricultural land that has been inundated by floods
- 3 and was not farmable during the past three growing seasons.

1 **BILL HISTORY**

2 1/25/99 First read in Senate and referred to Agriculture and Natural Resources. S.J. 176

3 1/28/99 Scheduled for Committee hearing on this date.

4 1/28/99 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 8, NAYS 0.

5 S.J. 230

6 1/28/99 Agriculture and Natural Resources Place on Consent Calendar.

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

725C0625

SENATE EDUCATION COMMITTEE ENGROSSED NO. **SB127** - 1/29/99

Introduced by: Senators Everist and Lawler and Representatives Michels, Haley, Hunt, Solum,
and Wilson

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the financial
2 arrangements school districts may have with the Health and Educational Facilities Authority.

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

4 Section 1. That § 13-13-39 be amended to read as follows:

5 13-13-39. The ~~Division of Education~~ Department of Education and Cultural Affairs shall
6 apportion the foundation program funds to each eligible school district and shall prepare such
7 a list of apportionments in triplicate. One copy shall be filed with the state auditor as a voucher,
8 one copy to each school district, and one copy shall be retained in the files of the ~~division~~
9 department.

10 The state auditor shall issue the warrant to each school district when the apportionment
11 voucher is presented for the total amount of the foundation program funds each school district
12 is to receive, subject to any reduction necessitated by the issuance of a warrant to the health and
13 educational facilities authority as provided below.

14 If the ~~Division of Education~~ Department of Education and Cultural Affairs receives written
15 notice from the Health and Educational Facilities Authority of a pledge of foundation program
16 funds or other amounts under Title 13 by a school district pursuant to a lease, resolution,

1 certificate, or other arrangement ~~under any lease~~ with the authority or any ~~note~~ bond, certificate,
2 note, or other obligation issued to or in connection with a program sponsored by the Health and
3 Educational Facilities Authority for school districts in anticipation of funds under Title 13, the
4 ~~Division of Education~~ Department of Education and Cultural Affairs shall deduct from amounts
5 otherwise due to a school district for the current month and the next two succeeding months
6 under the apportionment of foundation program funds or other amounts under Title 13 an
7 amount sufficient to pay rentals, bonds, notes, certificates, or other amounts then due but unpaid
8 and ~~other amounts pledged to pay any promissory notes~~ the amount so deducted shall be paid
9 to the authority or any financial institution designated by the authority acting as a fiduciary in
10 connection therewith, all as specified by the authority. A record of the amount so pledged as
11 security or otherwise payable to the authority shall be filed with the state auditor.

12 The state auditor shall issue a warrant to the authority for the deducted amount specified by
13 the Health and Educational Facilities Authority as above provided. No pledge by a school district
14 of foundation program funds or other amounts under Title 13 for any other purpose may be
15 permitted and if made is voidable at the election of the Health and Educational Facilities
16 Authority.

17 Section 2. That § 13-13-74 be amended to read as follows:

18 13-13-74. ~~Payment~~ Except as provided in § 13-13-39, payment from funds provided in aid
19 of the public schools in any school fiscal year shall be made in twelve monthly installments on
20 or about the thirtieth of each month. For the period July first to December thirty-first, inclusive,
21 the total of the six payments shall be one-half of local need of current school fiscal year less local
22 effort for the period July first to December thirty-first, inclusive. For the period January first to
23 June thirtieth, inclusive, the total of the six payments shall be one-half of local need of current
24 school fiscal year less local effort for the period January first to June thirtieth, inclusive.

25 Section 3. That § 13-16-7 be amended to read as follows:

1 13-16-7. The school board of any school district of this state may at its discretion authorize
2 an annual levy of a tax not to exceed three dollars per thousand dollars of taxable valuation on
3 the taxable valuation of the district for the capital outlay fund for assets as defined by § 13-16-6
4 or for its obligations under a resolution, lease-purchase agreement, capital outlay certificate, or
5 other arrangement with the Health and Educational Facilities Authority. Taxes collected pursuant
6 to such levy may be irrevocably pledged by the school board to the payment of principal of and
7 interest on installment purchase contracts or capital outlay certificates entered into or issued
8 pursuant to § 13-16-6 or 13-16-6.2 or lease-purchase agreements or other arrangement with the
9 Health and Educational Facilities Authority and, so long as any capital outlay certificates are
10 outstanding ~~or~~, installment agreement payments, lease-purchase agreements, or other
11 arrangements are unpaid, the school board of any district may be compelled by mandamus or
12 other appropriate remedy to levy an annual tax sufficient to pay principal and interest thereon,
13 but not to exceed the three dollars per thousand dollars of taxable valuation in any year
14 authorized to be levied hereby.

15 Section 4. That § 13-16-29 be amended to read as follows:

16 13-16-29. There is created a separate trust fund designated the school district lease
17 repayment fund consisting of all revenues with respect to school district lease, resolution,
18 certificate, or other arrangement, or any bond, note, or certificate issued to or in connection with
19 a program sponsored by the Health and Educational Facilities Authority for school districts and
20 entered into under §§ 13-13-39, 13-16-6.4, 13-16-7 and §§ 13-19-27 to 13-19-29, inclusive. The
21 Health and Educational Facilities Authority may pledge revenues received or to be received by
22 the fund to secure bonds, notes or other obligations issued under §§ 13-13-39, 13-16-6.4,
23 13-16-7 and §§ 13-19-27 to 13-19-29, inclusive. The authority may create sub-funds or accounts
24 within the repayment fund created under this section as the authority considers necessary.

25 Section 5. That § 13-19-27 be amended to read as follows:

1 13-19-27. Any school ~~board~~ district may enter into lease-purchase agreements ~~with or other~~
2 financing arrangement with or issue capital outlay certificates to the Health and Educational
3 Facilities Authority for capital improvements, the acquisition of equipment, or improvement of
4 school facilities that the school board considers necessary or appropriate or as a result of a
5 consolidation or proposed consolidation of one school district with another school district. All
6 such leases, capital outlay certificates, or other arrangements shall be in accordance with the
7 provisions of §§ 13-8-39, 13-20-1, and 13-24-10.

8 Section 6. That § 13-19-28 be amended to read as follows:

9 13-19-28. The terms of the lease-purchase agreement, resolution, certificate, or other
10 arrangement, or any bond, note, or certificate issued to or in connection with a program
11 sponsored by the Health and Educational Facilities Authority for school districts and shall
12 contain such terms as the health and educational facilities authority considers necessary, including
13 without limitation, terms of default, remedies, representations and covenants of the ~~lessee~~ school
14 district.

15 Section 7. That § 13-19-29 be amended to read as follows:

16 13-19-29. If capital outlay certificates are issued to, or a lease-purchase agreement, or other
17 financing arrangement is entered into with the Health and Educational Facilities Authority as
18 authorized by §§ 13-13-39, 13-16-6.4, 13-16-7, 13-16-29, 13-19-27, and 13-19-28 ~~has been~~
19 ~~entered into or, and~~ a school district has pledged foundation program funds or other state aid
20 provided under Title 13 to secure its obligations under or pursuant to a lease, resolution,
21 certificate, or other arrangement with the Health and Educational Facilities Authority and there
22 are amounts due but not yet paid by a school district, no cash receipts from the collection of any
23 taxes, from foundation program aid or state aid under chapter 13-13 or from the collection of
24 tuition charges may be expended for any purpose except paying the amounts due under the lease,
25 resolution, certificate, or other arrangement as specified by written notice by or on behalf of the

1 Health and Educational Facilities Authority. In the event of a failure to pay amounts due the
2 Health and Educational Facilities Authority, moneys from foundation program aid or state aid
3 under Title 13 shall first be applied to pay the amounts which are due but not yet paid to the
4 authority, any trustee acting as a fiduciary on behalf of any holders of bonds, notes, or other
5 certificates in connection with any such arrangement and any such holders. If this application is
6 insufficient, cash receipts from the collection of any pledged taxes and tuition charges shall be
7 applied to pay the amounts which are due but not yet paid to the authority, any such trustee, and
8 any such holders.

9 Section 8. That § 13-19-30 be amended to read as follows:

10 13-19-30. Any school district may enter into an agreement with the Health and Educational
11 Facilities Authority and any financial institution acting as trustee or paying agent for bonds,
12 leases, certificates, or other obligations ~~of the authority,~~ issued for the purpose of implementing
13 § 13-19-29. The agreement may contain such provisions as the authority deems necessary and
14 may provide that the financial institution may act as trustee for the benefit of and on behalf of the
15 authority and be held accountable as the trustee of an express trust for the application and
16 disposition of the foundation program aid and state aid under Title 13 and other funds or
17 amounts pledged by any school district, including the income and proceeds therefrom, solely for
18 the uses and purposes as provided in the agreement. A copy of the agreement and any revisions
19 or supplements to it, shall be filed with the secretary of the Department of Education and
20 Cultural Affairs to perfect the lien and security interest of the authority in the foundation
21 program aid and state aid under Title 13 and other funds or amounts pledged by any school
22 district. No filing, recording, possession, or other action under the uniform commercial code or
23 any other law of this state may be required to perfect the lien and security interest of the
24 authority. The lien and security interest of the authority is deemed perfected, and the trust for
25 the benefit of the authority so created is binding ~~on and after~~ as of the date when the school

1 ~~district makes such pledge, notwithstanding~~ the time of the filing with the secretary of the
2 Department of Education and Cultural Affairs, against all parties having prior ~~unperfected~~ or
3 subsequent liens, security interests, or claims of any kind in tort, in contract or otherwise.

1 **BILL HISTORY**

2 1/25/99 First read in Senate and referred to Education. S.J. 179

3 1/28/99 Scheduled for Committee hearing on this date.

4 1/28/99 Education Do Pass Amended, Passed, AYES 6, NAYS 0. S.J. 227