

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

822D0162

SENATE EDUCATION COMMITTEE ENGROSSED NO. **HB1249** - 2/23/00

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

Introduced by: Representatives Sutton (Daniel), Crisp, Davis, Fischer-Clemens, Garnos, Haley, Kooistra, McIntyre, Nachtigal, and Wilson and Senators Olson, Dennert, Reedy, and Staggers

1 FOR AN ACT ENTITLED, An Act to provide for the development and administration by the
2 state of certain standardized academic achievement tests.

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

4 Section 1. That § 13-13.-10.1 be amended to read as follows:

5 13-13-10.1. Terms used in this chapter mean:

6 (1) "General enrollment average daily membership," the average number of resident and
7 nonresident kindergarten through twelfth grade pupils enrolled in all schools operated
8 by the school district during the previous regular school year, minus average number
9 of pupils for whom the district receives tuition, except pupils described in subdivision
10 (1A) and pupils for whom tuition is being paid pursuant to § 13-28-42 and plus the
11 average number of pupils for whom the district pays tuition, except pupils for whom
12 the district pays tuition pursuant to § 13-28-42;

13 (1A) Nonresident students who are in the care and custody of the Department of Social
14 Services, the Unified Judicial System, the Department of Corrections, or other state
15 agencies and are attending a public school may be included in the average daily

1 membership of the receiving district when enrolled in the receiving district. When
2 counting a student who meets these criteria in its general enrollment average daily
3 membership, the receiving district may begin the enrollment on the first day of
4 attendance. The district of residence prior to the custodial transfer may not include
5 students who meet these criteria in its general enrollment average daily membership
6 after the student ceases to attend school in the resident district;

7 (2) "Adjusted average daily membership," calculated as follows:

8 (a) For districts with a general enrollment average daily membership of two
9 hundred or less, multiply 1.2 times the general enrollment average daily
10 membership;

11 (b) For districts with a general enrollment average daily membership of less than
12 six hundred, but greater than two hundred, raise the general enrollment average
13 daily membership to the 0.8293 power and multiply the result times 2.98;

14 (c) For districts with a general enrollment average daily membership of six hundred
15 or more, multiply 1.0 times their general enrollment average daily membership;

16 (3) "Index factor," is the annual percentage change in the consumer price index for urban
17 wage earners and clerical workers as computed by the Bureau of Labor Statistics of
18 the United States Department of Labor for the year before the year immediately
19 preceding the year of adjustment or three percent, whichever is less plus the
20 enrollment adjustment;

21 (3A) "Enrollment adjustment," is the negative of the annual percent change in the statewide
22 general enrollment average daily membership for the year before the year immediately
23 preceding the year of adjustment. However, the enrollment adjustment may not be less
24 than zero;

25 (4) "Per student allocation," for the period January 1, 1997, to June 30, 1997, inclusive,

1 is \$1,675. For school fiscal year 1998, beginning on July 1, 1997, the per student
2 allocation shall be \$3,350 increased by the index factor. Each school fiscal year
3 thereafter, the per student allocation shall be the previous fiscal year's per student
4 allocation increased by the index factor;

5 (5) "Local need," the per student allocation multiplied by the adjusted average daily
6 membership;

7 (6) "Local effort," the amount of ad valorem taxes generated in a school fiscal year by
8 applying the levies established pursuant to § 10-12-42.

1 **BILL HISTORY**

2 1/21/00 First read in House and referred to committee assignment waived. H.J. 180

3 1/24/00 Referred to Education.

4 2/3/00 Scheduled for Committee hearing on this date.

5 2/3/00 Education Do Pass Amended, Passed, AYES 8, NAYS 4. H.J. 410

6 2/8/00 Motion to Amend, Passed, AYES 39, NAYS 26. H.J. 497

7 2/8/00 House of Representatives Do Pass Amended, Passed, AYES 60, NAYS 7. H.J. 498

8 2/9/00 First read in Senate and referred to Education. S.J. 399

9 2/15/00 Scheduled for Committee hearing on this date.

10 2/17/00 Scheduled for Committee hearing on this date.

11 2/17/00 Education Deferred to another day, AYES 4, NAYS 3.

12 2/22/00 Education Hog Housed.

13 2/22/00 Scheduled for Committee hearing on this date.

14 2/22/00 Education Tabled, AYES 4, NAYS 3. S.J. 605

15 2/22/00 Recalled from committee (Rule 7-7). S.J. 598

16 2/22/00 Education Removed from Table, AYES 7, NAYS 0.