

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

400D0351

SENATE EDUCATION COMMITTEE ENGROSSED NO. **SB28** - 1/28/00

Introduced by: The Committee on Education at the request of the Department of Social Services

1 FOR AN ACT ENTITLED, An Act to provide payment of tuition costs to education programs
2 for students in governmental custody and to eliminate certain payments to educational
3 programs operated by public school districts.

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

5 Section 1. That § 13-28-39 be amended to read as follows:

6 13-28-39. The Department of Social Services shall pay tuition costs and related service costs
7 for students in residential treatment centers or group care centers for minors ~~who~~ when the
8 educational program is not operated by a public school district and the students are under the
9 care and custody of the Department of Social Services, the ~~Unified Judicial System~~ Department
10 of Corrections, or other entities approved by the secretary of the Department of Social Services.
11 For students with disabilities residing in a foster home, the Department of Social Services shall
12 pay for special education or special education and related services. Students residing in foster
13 homes must be in the care and custody of the Department of Social Services, the ~~Unified Judicial~~
14 ~~System~~ Department of Corrections, or other entities approved by the secretary of the
15 Department of Social Services. The Department of Social Services ~~will have rate setting~~
16 ~~authority~~ may set rates for tuition costs and related service costs.

1 The secretary of the Department of Social Services may promulgate rules, pursuant to
2 chapter 1-26, pertaining to:

- 3 (1) The amount, scope, and duration of services;
- 4 (2) The basis for and extent of provider payments;
- 5 (3) The method and amount of payment;
- 6 (4) The methods of recoupment or recovery of overpayments;
- 7 (5) Administration, record keeping, and audit requirements;
- 8 (6) Compliance monitoring;
- 9 (7) Reporting requirement; and
- 10 (8) Such other standards and requirements as may be necessary to ensure the efficient
11 operation and administration of the program.

1 **BILL HISTORY**

2 1/11/00 First read in Senate and referred to Education. S.J. 19

3 1/13/00 Scheduled for Committee hearing on this date.

4 1/18/00 Scheduled for Committee hearing on this date.

5 1/18/00 Education Do Pass, Passed, AYES 4, NAYS 2. S.J. 68

6 1/18/00 Referred to Education. S.J. 69

7 1/20/00 Scheduled for Committee hearing on this date.

8 1/27/00 Scheduled for Committee hearing on this date.

9 1/27/00 Education Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 219