

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0228

HOUSE ENGROSSED NO. **HB 1069** - 01/22/2001

Introduced by: The Committee on Education at the request of the Department of
Education and Cultural Affairs

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to school consolidation.

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

3 Section 1. That § 13-13-1.6 be amended to read as follows:

4 13-13-1.6. If two or more school districts consolidate and at least one of those district's
5 calculated state aid pursuant to this chapter was zero dollars in the fiscal year immediately
6 preceding the fiscal year in which the consolidation takes effect, for a period of four years after
7 consolidation, the newly formed district ~~may opt to~~ shall have its state aid calculated based on
8 the school districts as they existed prior to consolidation. In years two to four, inclusive, after
9 the consolidation of two or more school districts, the adjusted average daily memberships and
10 the local efforts of the former districts ~~may~~ shall be based upon a pro-rata share of the adjusted
11 average daily membership and local effort of the newly formed district as compared to the
12 adjusted average daily memberships and the local efforts of the former districts in the first year.
13 ~~Any district that opts to benefit from this section shall notify the secretary of the Department of~~
14 ~~Education and Cultural Affairs of its intent to do so as part of its reorganization plan. A district~~
15 ~~that benefits from this section may not benefit from § 13-13-10.1 or 13-13-1.5 simultaneously,~~

1 ~~or in future years.~~

2 Section 2. That § 13-13-1.7 be amended to read as follows:

3 13-13-1.7. In years five to eight, inclusive, after the consolidation of two or more school
4 districts ~~that opted to benefit from § 13-13-1.6~~, state aid shall be calculated as follows:

5 (1) Calculate state aid pursuant to § 13-13-73;

6 (2) Notwithstanding the four-year time limit, calculate state aid pursuant to § 13-13-1.6;

7 (3) Subtract the results of subdivision (1) from the results of subdivision (2);

8 (4) Multiply the results of subdivision (3) by eighty percent in the fifth year, sixty percent
9 in the sixth year, forty percent in the seventh year, and twenty percent in the eighth
10 year;

11 (5) Add the results of subdivision (1) and the results of subdivision (4).