

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

624E0710

HOUSE EDUCATION COMMITTEE ENGROSSED NO.

HB 1196 - 01/31/2001

Introduced by: Representatives Begalka, Flowers, Garnos, Hennies (Thomas), Holbeck,
and Kooistra and Senator Munson

1 FOR AN ACT ENTITLED, An Act to authorize the funding of textbooks through the school
2 capital outlay fund.

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

4 Section 1. That § 13-16-6 be amended to read as follows:

5 13-16-6. The capital outlay fund of the school district is a fund provided by law to meet
6 expenditures of three hundred dollars or more which result in the acquisition or lease of or
7 additions to real property, plant, or equipment. Such an expenditure shall be for land, existing
8 facilities, improvement of grounds, construction of facilities, additions to facilities, remodeling
9 of facilities, or for the purchase or lease of equipment. It may also be used for installment or
10 lease-purchase payments for the purchase of real property, plant or equipment, which have a
11 contracted terminal date not exceeding twenty years from the date of the installment contract or
12 lease-purchase and for the payment of the principal of and interest on capital outlay certificates
13 issued pursuant to § 13-16-6.2. The total accumulated unpaid principal balances of such
14 installment contracts and lease-purchase and the outstanding principal amounts of such capital

1 outlay certificates may not exceed three percent of the taxable valuation. The school district shall
2 provide a sufficient levy each year under the provisions of § 13-16-7 to meet the annual
3 installment contract, lease-purchase and capital outlay certificate payments, including interest.

4 A school district which contracts its student transportation may expend from the capital
5 outlay fund an amount not to exceed fifteen percent of the contract amount.

6 The capital outlay fund may be used to purchase textbooks and instructional software.