

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

624E0710

## HOUSE BILL NO. 1196

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, or textbooks. Such an expenditure shall be for  
8 land, existing facilities, improvement of grounds, construction of facilities, additions to facilities,  
9 remodeling of facilities, or for the purchase or lease of equipment or textbooks. It may also be  
10 used for installment or lease-purchase payments for the purchase of real property, plant or  
11 equipment, which have a contracted terminal date not exceeding twenty years from the date of  
12 the installment contract or lease-purchase and for the payment of the principal of and interest on  
13 capital outlay certificates issued pursuant to § 13-16-6.2. The total accumulated unpaid principal  
14 balances of such installment contracts and lease-purchase and the outstanding principal amounts  
15 of such capital outlay certificates may not exceed three percent of the taxable valuation. The

1 school district shall provide a sufficient levy each year under the provisions of § 13-16-7 to meet  
2 the annual installment contract, lease-purchase and capital outlay certificate payments, including  
3 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.