

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

209H0045

HOUSE BILL NO. 1004

Introduced by: Representatives Wick, Bradford, Broderick, Gillespie, Holbeck, McCoy, and Teupel and Senators Moore, Ham, McIntyre, and Sutton (Dan) at the request of the Interim Teacher Credentialing and Compensation Committee

1 FOR AN ACT ENTITLED, An Act to provide for a refund of tuition for certain teachers.

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

3 Section 1. Terms used in this Act mean:

4 (1) "Eligible teacher," a teacher who teaches in a subject area of critical need as
5 determined by the Department of Education and Cultural Affairs, and whose first year
6 of teaching is after the 2002 school year;

7 (2) "Postsecondary tuition," the lesser of five thousand dollars or actual tuition paid by
8 the eligible teacher;

9 (3) "Secretary," the secretary of the Department of Education and Cultural Affairs.

10 Section 2. Notwithstanding provisions of § 4-7-39, at the end of each fiscal year, the
11 secretary shall transfer twenty-five percent of any money, not to exceed one million dollars, that
12 has been appropriated for state aid to general education or state aid to special education that has
13 not been spent or legally obligated to the teacher tuition reimbursement fund, which is hereby
14 created. No money may be transferred to the teacher tuition reimbursement fund if the amount



1 in the fund is two million five hundred thousand dollars or more.

2 Section 3. There is hereby created in the state treasury the South Dakota teacher forgivable
3 loan fund into which shall be deposited any appropriations, private donations, grants, and other
4 funds provided to the Department of Education and Cultural Affairs for forgivable loans to
5 teachers. Any revenue generated by loan repayments and any penalty received shall also be
6 deposited in the fund. Any interest earned on the money in the fund shall be deposited in the
7 fund.

8 Section 4. An eligible teacher shall receive a reimbursement equal to seventy-five percent of
9 the teacher's first year's postsecondary tuition if the teacher has taught in South Dakota for three
10 consecutive years following graduation from an accredited college or university.

11 Section 5. An eligible teacher shall receive a reimbursement equal to seventy-five percent of
12 the teacher's second year's postsecondary tuition if the teacher has taught in South Dakota for
13 five consecutive years following graduation from an accredited college or university.

14 Section 6. An eligible teacher shall receive a reimbursement equal to seventy-five percent of
15 the teacher's third year's postsecondary tuition if the teacher has taught in South Dakota for
16 seven consecutive years following graduation from an accredited college or university.

17 Section 7. An eligible teacher shall receive a reimbursement equal to seventy-five percent of
18 the teacher's fourth year's postsecondary tuition if the teacher has taught in South Dakota for
19 nine consecutive years following graduation from an accredited college or university.

20 Section 8. An eligible teacher shall receive an additional reimbursement equal to the
21 remaining twenty-five percent of the teacher's first four year's postsecondary tuition if the teacher
22 has taught in South Dakota for ten consecutive years following graduation from an accredited
23 college or university.

24 Section 9. The Department of Education and Cultural Affairs shall pay eligible teachers their

1 tuition reimbursement out of any money in the teacher tuition reimbursement fund or a
2 proportion of those funds available.

3 Section 10. The Department of Education and Cultural Affairs shall promulgate rules,
4 pursuant to chapter 1-26, to implement the provisions of this Act.