

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

299I0489

HOUSE BILL NO. 1148

Introduced by: Representatives O'Brien and Smidt and Senators Brown and Diedrich (Larry)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to special education
2 funding.

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

4 Section 1. That § 13-37-44 be amended to read as follows:

5 13-37-44. A school district's state aid for special education as calculated pursuant to
6 § 13-37-36.1 or 13-37-51 shall be reduced by the amount which its ending special education fund
7 balance exceeds twenty percent of its special education expenditures for the prior fiscal year or
8 fifty thousand dollars, whichever is greater, if the school district did not receive money set aside
9 in § 13-37-40 during the prior fiscal year; or the amount which its ending special education fund
10 balance exceeds ~~five~~ ten percent of its special education expenditures for the prior fiscal year if
11 the school district received money set aside in §§ 13-37-38 to 13-37-40, inclusive, during the
12 prior fiscal year.

