

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

822I0583

HOUSE BILL NO. 1239

Introduced by: Representatives Begalka, Hanson, Koistinen, Peterson (Jim), and Rhoden and
Senators Diedrich (Larry) and Symens

1 FOR AN ACT ENTITLED, An Act to allow school districts to offer elementary grade levels
2 only.

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

4 Section 1. That § 13-5-1 be amended to read as follows:

5 13-5-1. Any territory organized for the express purpose of operating not less than a
6 ~~thirteen-year~~ six-year school program and governed by an elected school board is ~~defined to be~~
7 a school district. It may sue and be sued, contract and be contracted with, purchase, hold, and
8 use personal and real property for school purposes, and sell and dispose of the ~~same~~ property.

9 Section 2. That § 13-5-35 be amended to read as follows:

10 13-5-35. ~~No school district may be formed after July 1, 1998, unless it operates both an~~
11 ~~elementary and a secondary school within the boundaries of the district. No existing or newly-~~
12 formed school district need operate a secondary school but shall, at a minimum, operate an
13 elementary school that serves students in kindergarten to grade five, inclusive.

