

# State of South Dakota

EIGHTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2012

826T0803

## HOUSE CONCURRENT RESOLUTION NO. 1018

Introduced by: Representatives Brunner, Blake, Boomgarden, Carson, Conzet, Deelstra, Dennert, Fargen, Feickert, Feinstein, Gibson, Haggar, Hawley, Hickey, Hoffman, Hubbel, Hunhoff (Bernie), Iron Cloud III, Jensen, Jones, Killer, Kirkeby, Kirschman, Kloucek, Kopp, Liss, Lucas, Lust, Miller, Moser, Munsterman, Novstrup (David), Olson (Betty), Rausch, Schaefer, Schrempp, Scott, Sigdestad, Sly, Solum, Steele, Stricherz, Turbiville, Vanneman, Venner, Verchio, Wick, Willadsen, and Wismer and Senators Juhnke, Adelstein, Begalka, Bradford, Buhl, Frerichs, Fryslie, Hansen (Tom), Holien, Hunhoff (Jean), Johnston, Kraus, Novstrup (Al), Nygaard, Peters, Putnam, Sutton, Tidemann, Tieszen, and Vehle

1 A CONCURRENT RESOLUTION, Urging Congress to restore the impact aid program.

2 WHEREAS, impact aid is the oldest elementary-secondary federal education program  
3 administered by the Department of Education to offset property tax revenue to local educational  
4 agencies due to federal government acquisition of previously taxable properties; and

5 WHEREAS, property taxes paid by American families, individuals, businesses, farms, and  
6 all other property owners, as well as impact aid funding, support local educational agencies and  
7 the thousands of students served by those local educational agencies; and

8 WHEREAS, the financial obligation to local educational agencies and the students they  
9 serve remains regardless of property owner, date of acquisition, or use of property; and

10 WHEREAS, the impact aid program provides reimbursement to local educational agencies  
11 for Indian lands, military bases, low rent housing, and/or other federal property to make up lost



1 tax revenue due to the non-taxable federal ownership status; and

2 WHEREAS, existing property owners in affected local agencies already bear a significant  
3 burden in financial support of local educational agencies due to federal acquisition of private  
4 lands; and

5 WHEREAS, raising additional local tax revenue to support local educational agencies is  
6 unrealistic and overly burdensome on local taxpayers; and

7 WHEREAS, South Dakota has thirty-eight local educational agencies which apply for  
8 impact aid funding due to the federal presence; and

9 WHEREAS, South Dakota local educational agencies qualify under all subsections of the  
10 impact aid law; and

11 WHEREAS, impact aid funding is of critical importance in providing quality educational  
12 opportunities for the more than 37,500 students educated in these thirty-eight local educational  
13 agencies; and

14 WHEREAS, each generation of students on that generation's educational journey deserves  
15 the same opportunities to enrich the students' lives through education, and impact aid funding  
16 is a key component in providing those educational opportunities; and

17 WHEREAS, it is the federal government's obligation to rectify the negative financial impact  
18 its presence has caused:

19 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-  
20 seventh Legislature of the State of South Dakota, the Senate concurring therein, that the  
21 Legislature strongly opposes the elimination of section 8002 of the impact aid program by the  
22 President's Administration and advocates for the continuation of federal funding for this specific  
23 federal responsibility as has been the standard for more than sixty years; requests, in order to  
24 alleviate the local tax payer burden caused by federal land ownership, full funding by the federal

- 1 government for all sections of the impact aid program; and requests the impact aid program be
- 2 reauthorized this year either as part of the ESEA reauthorization or as a stand-alone bill.