

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

400V0332

## SENATE BILL NO. 37

Introduced by: The Committee on Appropriations at the request of the Department of  
Education

1 FOR AN ACT ENTITLED, An Act to revise the state aid to general education formula.

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

3 Section 1. That subdivision (4) of § 13-13-10.1 be amended to read as follows:

4 (4) "Per student allocation," for school fiscal year ~~2012 is \$4,389.95~~ 2015 is \$4,764.42.

5 Each school fiscal year thereafter, the per student allocation is the previous fiscal  
6 year's per student allocation increased by the index factor;

7 Section 2. That § 10-12-42 be amended to read as follows:

8 10-12-42. For taxes payable in ~~2014~~ 2015 and each year thereafter, the levy for the general  
9 fund of a school district shall be as follows:

10 (1) The maximum tax levy shall be nine dollars and ~~twenty ten and six tenths~~ ten and six tenths cents per  
11 thousand dollars of taxable valuation subject to the limitations on agricultural  
12 property as provided in subdivision (2) of this section, and owner-occupied property  
13 as provided in subdivision (3) of this section;

14 (2) The maximum tax levy on agricultural property for such school district shall be ~~two~~  
15 ~~dollars and nine~~ one dollar and seventy-eight and two tenths cents per thousand



1 dollars of taxable valuation. If the district's levies are less than the maximum levies  
2 as stated in this section, the levies shall maintain the same proportion to each other  
3 as represented in the mathematical relationship at the maximum levies; and

4 (3) The maximum tax levy for an owner-occupied single-family dwelling as defined in  
5 § 10-13-40 for such school district shall be four dollars and ~~twenty-nine and six~~  
6 twenty-five and two tenths cents per thousand dollars of taxable valuation. If the  
7 district's levies are less than the maximum levies as stated in this section, the levies  
8 shall maintain the same proportion to each other as represented in the mathematical  
9 relationship at the maximum levies.

10 All levies in this section shall be imposed on valuations where the median level of  
11 assessment represents eighty-five percent of market value as determined by the Department of  
12 Revenue. These valuations shall be used for all school funding purposes. If the district has  
13 imposed an excess levy pursuant to § 10-12-43, the levies shall maintain the same proportion  
14 to each other as represented in the mathematical relationship at the maximum levies in this  
15 section. The school district may elect to tax at less than the maximum amounts set forth in this  
16 section.