

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

862U0087

SENATE BILL NO. 80

Introduced by: Senators Maher, Begalka, Bradford, Brown, Frerichs, Lucas, and Sutton and Representatives Sly, Bartling, Feickert, Hawley, Heinert, Hoffman, Hunhoff (Bernie), Killer, Kopp, May, Nelson, Olson (Betty), Parsley, Russell, Schaefer, Schrempp, Stevens, Tyler, Verchio, and Wismer

1 FOR AN ACT ENTITLED, An Act to reinstate certain provisions repealed in the Eighty-
2 seventh Legislative Session regarding the accounting for federal impact aid.

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

4 Section 1. That § 13-13-11.1, which was repealed in the Eighty-seventh Legislative Session,
5 be reinstated to read as follows:

6 13-13-11.1. For the purpose of distributing state aid to education under the provisions of
7 §§ 13-13-10.1 to 13-13-41, inclusive, funds received from the federal government under the
8 provisions of P.L. 103-382, title VIII for basic support shall be included in total general fund
9 revenue at the times the funds are transferred from the school district P.L. 103-382, title VIII
10 fund to the school district funds. For the purposes of distributing state aid to special education
11 under the provisions of § 13-37-36.1, funds received from the federal government under the
12 provisions of P.L. 103-382, title VIII add on for children with disabilities shall be deposited into
13 the school district special education fund.

14 Section 2. That § 13-16-30, which was repealed in the Eighty-seventh Legislative Session,



1 be reinstated to read as follows:

2 13-16-30. Any funds received from the federal government under the provisions of P.L. 103-
3 382, title VIII for basic support may be deposited into the P.L. 103-382, title VIII fund.

4 Section 3. That § 13-16-31, which was repealed in the Eighty-seventh Legislative Session,
5 be reinstated to read as follows:

6 13-16-31. The P.L. 103-382, title VIII fund shall serve as a fund from which transfers shall
7 be made to the funds enumerated in § 13-16-2. A school district may not make expenditures out
8 of its P.L. 103-382, title VIII fund. Transfers out of the P.L. 103-382, title VIII fund shall be
9 made at the discretion of the school board.