

# State of South Dakota

EIGHTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2008

587P0717

## SENATE EDUCATION ENGROSSED NO. **SB 181** - 1/29/2008

**This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.**

Introduced by: Senators Greenfield, Bartling, Duenwald, Gant, Garnos, Gray, Hansen (Tom), Hanson (Gary), Hoerth, Knudson, Maher, McNenny, Napoli, Nesselhuf, Olson (Ed), Peterson (Jim), Sutton, Turbak Berry, and Two Bulls and Representatives Nelson, Boomgarden, Cutler, Davis, DeVries, Gilson, Hackl, Haverly, Hills, Jerke, Kirkeby, Koistinen, Krebs, McLaughlin, Noem, Novstrup (Al), Novstrup (David), Peters, Rounds, Street, and Turbiville

1 FOR AN ACT ENTITLED, An Act to create the South Dakota secondary teachers tuition  
2 reimbursement program.

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

4 Section 1. There is hereby established the South Dakota secondary teacher tuition  
5 reimbursement program.

6 Section 2. Any secondary teacher who is fully certified pursuant to chapter 13-42 and agrees  
7 to teach for a period of at least five academic years in a local school district in an area of critical  
8 need as defined by the secretary of education is eligible to participate in the South Dakota  
9 secondary teacher tuition reimbursement program.

10 Section 3. Each participating teacher who fulfills the requirements of the program is entitled  
11 to receive tuition reimbursement in an amount equal to the resident tuition which the teacher  
12 would have paid if the teacher had attended a state university during the teacher's four most



1 recently completed academic years. The amount of reimbursement does not include any interest  
2 incurred by the participating teacher.

3 Section 4. Any agreement for the reimbursement of tuition pursuant to this Act shall obligate  
4 the school district to pay a portion of the reimbursement. When the school district certifies to  
5 the secretary of education that it has paid the full amount for which it is obligated, the secretary  
6 of the Department of Education shall pay to the teacher the remaining balance of the total tuition  
7 reimbursement amount. Reimbursement shall be paid by the department upon the teacher's  
8 completion of the five years of teaching as required in this Act. However, the school district may  
9 pay its share of tuition reimbursement in installments during the required five-year period.

10 Section 5. The portion of the tuition reimbursement which the school district shall pay  
11 pursuant to this Act is as follows:

- 12 (1) For any sparse school district as defined in § 13-13-78 or any school district with a  
13 fall enrollment as defined in § 13-13-10.1 of at least one hundred, but not more than  
14 two hundred, the school district's share of any tuition reimbursement is twenty-five  
15 percent;
- 16 (2) For any school district that is not sparse and has a fall enrollment greater than two  
17 hundred, but less than six hundred, the school district's share of any tuition  
18 reimbursement is fifty percent; and
- 19 (3) For any school district that has a fall enrollment of six hundred or greater, the school  
20 district's share of any tuition reimbursement is seventy-five percent.

21 Section 6. Any school district participating in a tuition reimbursement agreement pursuant  
22 to this Act is eligible to receive funds, based upon the school district's fall enrollment, from the  
23 teacher compensation assistance program established in § 13-3-73 to assist the district in paying  
24 its portion of the tuition reimbursement.

1       Section 7. No tuition reimbursement agreement entered into pursuant to this Act is effective  
2 until it is filed with and approved by the secretary of education.

3       Section 8. No teacher is eligible to participate in the tuition reimbursement program  
4 established in this Act if the teacher previously participated in the program or any other federal  
5 or state financial assistance program which obligates the teacher to teach in a specific subject  
6 area or geographic region.

7       Section 9. The Department of Education shall promulgate rules pursuant to chapter 1-26 to  
8 define areas of critical need for the purposes of this Act, to establish timelines and criteria for  
9 the approval of tuition reimbursement agreements, and to provide for the certification of the  
10 tuition reimbursement payments made by a school district.