

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

400Q0729

## HOUSE BILL NO. 1252

Introduced by: The Committee on State Affairs at the request of the Office of the Governor

1 FOR AN ACT ENTITLED, An Act to repeal certain provisions relating to the education  
2 enhancement tobacco tax fund.

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

4 Section 1. That section 13 of chapter 90 of the 2007 Session Laws be repealed.

5 ~~Section 13. For the fiscal year beginning on July 1, 2007, there is hereby appropriated from~~  
6 ~~the education enhancement tobacco tax fund the sum of nine million dollars (\$9,000,000), or~~  
7 ~~so much thereof as may be necessary, to the Department of Education and shall be distributed~~  
8 ~~as follows:~~

9 ~~(1) Four million dollars for the teacher compensation assistance program created in~~  
10 ~~section 3 of this Act;~~

11 ~~(2) One million seven hundred thousand dollars for the education service agencies~~  
12 ~~established in section 4 of this Act;~~

13 ~~(3) One million five hundred thousand dollars for career and technical education~~  
14 ~~programs;~~

15 ~~(4) One million eight hundred thousand dollars to apply to any increases in the total cost~~



1 of foundation program state aid or other educational programs that resulted from  
2 legislation enacted during the Eighty-Second Session of the South Dakota Legislature  
3 based on the findings of the two-year study of school funding that was undertaken by  
4 the Department of Education in 2005; and

5 Section 2. That section 14 of chapter 90 of the 2007 Session Laws be repealed.

6 ~~Section 14. For the fiscal year beginning on July 1, 2008 and for each fiscal year thereafter,~~  
7 ~~the secretary of education shall expend nine million dollars of the monies deposited in the~~  
8 ~~education enhancement tobacco tax fund through the normal budget process as set forth in §~~  
9 ~~4-7-9. Expenditures from the fund shall support the following education programs:~~

- 10 ~~(1) The teacher compensation assistance program created in section 3 of this Act;~~
- 11 ~~(2) The education service agencies established in section 4 of this Act;~~
- 12 ~~(3) Career and technical education programs; and~~
- 13 ~~(4) Other education program expenditures as set forth by the Legislature.~~