

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

776Q0767

HOUSE BILL NO. 1297

Introduced by: Representative Rave

1 FOR AN ACT ENTITLED, An Act to revise the criteria required for minor boundary changes
2 of school districts.

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

4 Section 1. That § 13-6-84.1 be amended to read as follows:

5 13-6-84.1. In all proposed changes in school district boundaries, the following conditions
6 shall prevail:

7 (1) The boundary of the area proposed to be transferred shall be coterminous at some
8 point with the common boundary of the two school districts. Land owned by the
9 federal, state, or local governments and unoccupied land may be included in the
10 request;

11 (2) Children must reside within the boundary of the area to be transferred, unless it is an
12 area change initiated by a school board as provided in § 13-6-84.2;

13 (3) Those residing within the area proposed to be transferred have maintained residency
14 within that area for at least one year prior to the date of the request;

15 (4) Those residing within the area proposed to be transferred have long term economic



1 and social connections to the district into which the area is proposed to be
2 transferred;

3 (5) Children residing within the area to be transferred are more easily transported to
4 school by the district into which the area is proposed to be transferred;

5 (6) If a child residing within the area to be transferred is in need of special education or
6 special education and related services, the child's educational needs are best met by
7 the district into which the area is proposed to be transferred; and

8 (7) Those residing within the area proposed to be transferred live substantially closer to
9 schools in the district into which the area is proposed to be transferred than they do
10 to schools in their current school district.