

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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HOUSE EDUCATION ENGROSSED NO. **HB 1096** - 02/23/2016

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

Introduced by: Representatives Bolin, Haggar (Don), Haugaard, Latterell, Qualm, Rasmussen, Stalzer, Verchio, and Wiik and Senators Haggar (Jenna), Jensen (Phil), Olson, and Van Gerpen

1 FOR AN ACT ENTITLED, An Act to provide for the exemption of certain schools from a
2 tuition limitation applied to some bordering state school districts.

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

4 Section 1. That § 13-28-19.1 be amended to read:

5 13-28-19.1. If a school district that was contracting pursuant to § 13-15-11, dissolves and
6 is annexed to another school district prior to July 1, 2010, the school board for the school district
7 to which the former contracting school district is annexed shall, for the current school year and
8 for each school year thereafter, assign the students who reside in land area that was part of the
9 former contracting district to the school that was receiving the students under the contract. The
10 rate of tuition paid per year to the receiving school district may not be less than the per student
11 allocation as defined in § 13-13-10.1 for that school fiscal year and is not subject to the tuition
12 limitation in § 13-28A-2.1. In addition, the school district to which the former contracting
13 school district is annexed may compensate the receiving school district for all or any portion of



1 the transportation or other costs associated with the students attending school in the receiving
2 school district. If the parent or guardian of a student assigned to a school district in a bordering
3 state pursuant to this section disapproves of the student's assignment, the school board shall
4 assign that student to an attendance center within the district. However, notwithstanding any
5 other provision of law, the school district is not required to provide transportation to that
6 student.