

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

947S0193

HOUSE BILL NO. 1203

Introduced by: Representatives White, Bolin, Brunner, Carson, Hickey, Hoffman, Moser, Nelson (Stace), and Stricherz and Senators Schlekeway and Tieszen

1 FOR AN ACT ENTITLED, An Act to allow school districts, for a period of two years, to
2 transfer funds from the capital outlay fund to the general fund under certain circumstances.

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

4 Section 1. That chapter 13-16 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Notwithstanding the provisions of § 13-16-26, if the per student allocation as defined in
7 § 13-13-10.1 for the current school fiscal year is less than the per student allocation for the
8 previous school fiscal year, a school district may transfer all or any part of a surplus from the
9 capital outlay fund to the general fund. However, the amount transferred pursuant to this section
10 in any school fiscal year may not exceed an amount equal to the difference between the previous
11 school fiscal year's per student allocation and the current school fiscal year's per student
12 allocation multiplied by the current fall enrollment of the school district.

13 Section 2. The provisions of this Act are repealed on June 30, 2013.

