~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

May 22, 2013

**H. 3383**

Introduced by Reps. J.E. Smith, Gilliard, R.L. Brown and Whipper

S. Printed 5/22/13--H.

Read the first time January 22, 2013.

**THE COMMITTEE ON EDUCATION AND PUBLIC WORKS**

To whom was referred a Bill (H. 3383) to amend Section 59‑63‑30, Code of Laws of South Carolina, 1976, relating to qualifications for attendance in a public school district without charge, so as to eliminate, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by deleting all after the enacting words and inserting:

/ SECTION 1. Section 59‑63‑30 of the 1976 Code is amended to read:

“Section 59‑63‑30. (A) Children within the ages prescribed by Section 59‑63‑20 ~~shall~~ must be entitled to attend the public schools of any school district, without charge, only if qualified under the following provisions of this section:

(~~a~~1) ~~Such~~ The child resides with its parent or legal guardian; or

(~~b~~2) The parent or legal guardian~~,~~ with whom the child resides~~,~~ is a resident of ~~such~~ the school district; or

(~~c~~3) The child owns real estate in the district having an assessed value of three hundred dollars or more; and

(~~d~~4) The child has maintained a satisfactory scholastic record in accordance with scholastic standards of achievement prescribed by the trustees pursuant to Section 59‑19‑90; and

(~~e~~5) The child has not been guilty of infraction of the rules of conduct promulgated by the trustees of ~~such~~ the school district pursuant to Section 59‑19‑90.

(B) Effective beginning with the 2013‑2014 school year, the provisions of item (3) of subsection (A) do not apply except where a student is enrolled in a school district pursuant to that item on or before the effective date of the subsection.”

SECTION 2. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

PHILLIP D. OWENS for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

The State Department of Education projects no fiscal impact to the agency if the bill is enacted.

**LOCAL GOVERNMENT IMPACT:**

By eliminating the provision, funds would be reallocated between school districts. A student who is currently enrolled in a school district because they have property in their name would have to enroll in another school district.

*Approved By:*

Brenda Hart

Office of State Budget

**A** **BILL**

TO AMEND SECTION 59‑63‑30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO QUALIFICATIONS FOR ATTENDANCE IN A PUBLIC SCHOOL DISTRICT WITHOUT CHARGE, SO AS TO ELIMINATE A PROVISION ALLOWING A CHILD TO QUALIFY IF HE OWNS REAL ESTATE IN THE DISTRICT HAVING AN ASSESSED VALUE OF THREE HUNDRED DOLLARS OR MORE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 59‑63‑30 of the 1976 Code is amended to read:

“Section 59‑63‑30. Children within the ages prescribed by Section 59‑63‑20 shall be entitled to attend the public schools of any school district, without charge, only if qualified under the following provisions of this section:

(~~a~~1) ~~Such~~ The child resides with its parent or legal guardian; or

(~~b~~2) The parent or legal guardian~~,~~ with whom the child resides~~,~~ is a resident of ~~such~~ the school district; ~~or~~

(~~c~~3) ~~The child owns real estate in the district having an assessed value of three hundred dollars or more; and~~

~~(d)~~ The child has maintained a satisfactory scholastic record in accordance with scholastic standards of achievement prescribed by the trustees pursuant to Section 59‑19‑90; and

(~~e~~4) The child has not been guilty of infraction of the rules of conduct promulgated by the trustees of ~~such~~ the school district pursuant to Section 59‑19‑90.”

SECTION 2. This act takes effect upon approval by the Governor.

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