

# State of South Dakota

EIGHTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2012

974T0086

## HOUSE EDUCATION ENGROSSED NO. **SB 186** 2/22/2012

Introduced by: Senators Heineman, Johnston, Kraus, Maher, Novstrup (Al), Rhoden, and Schlekeway and Representatives Gosch, Bolin, Brunner, Hansen (Jon), Jensen, Liss, Rausch, Sly, and Wick

1 FOR AN ACT ENTITLED, An Act to update the definition of the nonsectarian textbooks that  
2 are loaned to certain students to include digital materials.

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

4 Section 1. That § 13-34-23 be amended to read as follows:

5 13-34-23. Each public school board shall loan without charge to all persons ages five  
6 through nineteen who are either enrolled in a public school, ~~or in a school supervised in accord~~  
7 ~~with chapter 13-4~~ or a nonpublic school, or who are engaged in a course of instruction pursuant  
8 to § 13-27-3, within the school district under such board's jurisdiction or who are residing in  
9 such district but are not enrolled in any such school or engaged in any such course of instruction,  
10 such nonsectarian textbooks designed for individual use as are normally furnished by such  
11 school board to individual students enrolled in the public schools of the district under such  
12 board's jurisdiction. For the purposes of this chapter, textbooks are any instructional materials  
13 that constitute the principal source of teaching and learning for a given course of study including  
14 print and digital materials not otherwise precluded from distribution by contract provisions of



- 1 copyright or site restriction provisions, but not including any computer hardware. All such
- 2 textbooks shall be approved by the respective school boards.