

State of South Dakota

NINETIETH SESSION
LEGISLATIVE ASSEMBLY, 2015

686W0369

HOUSE BILL NO. 1070

Introduced by: Representatives Hickey, Bolin, Craig, DiSanto, Gosch, Haggar (Don), Haugaard, Kaiser, Novstrup (Al), Qualm, Rounds, Schoenfish, Stalzer, Verchio, and Zikmund and Senators Rave, Haggar (Jenna), Jensen (Phil), Lederman, Monroe, Olson, and Omdahl

1 FOR AN ACT ENTITLED, An Act to require school districts to provide special education or
2 special education and related services to resident students receiving alternative instruction.

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

4 Section 1. That § 13-37-1.1 be amended to read as follows:

5 13-37-1.1. The South Dakota Board of Education may adopt rules, pursuant to chapter 1-26,
6 governing standards for educational and noneducational programs, public and nonpublic,
7 serving children in need of special education or special education and related services and
8 children, ages birth through two, with developmental delays and severe disabilities; appeal
9 procedures for disputes involving the placement or program of such children; and
10 administration, funding and personnel associated with special education or special education
11 and related services. No school district may deny special education or special education and
12 related services to any resident child who is determined to be in need of special education or
13 special education and related services and who is receiving alternate instruction pursuant to
14 § 13-27-3.

