

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

660B0081

SENATE BILL NO. 75

Introduced by: Senators Drake, Kleven, and Vitter and Representatives Duenwald, Brown
(Jarvis), Kredit, and Matthews

1 FOR AN ACT ENTITLED, An Act to require that school officials be notified of certain student
2 alcohol violations.

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

4 Section 1. That § 26-11-5.1 be amended to read as follows:

5 26-11-5.1. Notwithstanding any other provision of law, a law enforcement agency ~~may~~ shall
6 provide notice, in writing, to public or nonpublic school officials and parent or guardian of any
7 incident occurring within the agency's jurisdiction in which the agency has probable cause to
8 believe a school student has violated any provision of state law involving alcohol or illegal drugs.
9 However, if there is a prolonged criminal investigation and revealing information would
10 jeopardize a successful conclusion to the case, the law enforcement agency may provide the
11 notice at some later appropriate time. ~~The notice shall be in writing.~~