

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

372E0753

HOUSE EDUCATION COMMITTEE ENGROSSED NO.

HB 1237 - 02/09/2001

Introduced by: Representatives McCaulley, Koistinen, Lange, McCoy, Monroe, Napoli, Smidt, Van Etten, Van Gerpen, and Wick and Senators Staggers, Koskan, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to authorize certain students in alternative instruction to
2 participate in public school interscholastic contests and competition.

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

4 Section 1. That chapter 13-27 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any student excused from school attendance pursuant to §§ 13-27-2 and 13-27-3 may
7 participate in public school interscholastic contests and competitions if:

8 (1) The parents or guardians of a student in alternative instruction who seek to be
9 qualified to participate in public school interscholastic contests or competitions make
10 a notarized written request to the school board of the school district where the child
11 resides. The notarized request shall identify the activity or activities in which the
12 student seeks to participate;

13 (2) The student meets the requirements of § 13-27-3. Evidence of compliance shall be
14 kept in the student's cumulative academic record and shall be made available to the

1 school district for examination upon parental or guardian request for student
2 participation in interscholastic contests or competitions;

3 (3) The student meets equivalent academic and physical requirements for students beyond
4 compulsory attendance age attending the public schools to qualify for participation
5 in interscholastic contests or competitions. Evidence of compliance shall be kept in
6 the student's cumulative academic record and shall be made available to the school
7 district for examination upon parental or guardian request for student participation in
8 interscholastic contests and competitions; and

9 (4) Parents or guardians provide a notarized affidavit stating that the evidence in the
10 student's cumulative academic record is factually accurate and that the record is the
11 work of the student named in the academic record.

12 Qualification of any student for participation in interscholastic contests or competitions is
13 limited to one school term at a time and may not be granted for the student in the first year of
14 alternative instruction. Requalification may be requested for any subsequent school year.
15 Standards of behavior that qualify or disqualify any student to participate during a school term
16 are the same for all participating students.