

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

372E0753

HOUSE BILL NO. 1237

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 or
2 alternative education to 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, or
7 enrolled in an alternative education program as an extension of the public school, may participate
8 in public school interscholastic contests and competitions if:

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

14 (2) The student meets the requirements of § 13-27-3 or the requirements of the public

1 school alternative education program. Evidence of compliance shall be kept in the
2 student's cumulative academic record and shall be made available to the school district
3 for examination upon parental or guardian request for student participation in
4 interscholastic contests or competitions;

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

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

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