

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

389I0536

HOUSE BILL NO. 1177

Introduced by: Representatives Thompson, LaRue, McCoy, and Schafer and Senator Moore

1 FOR AN ACT ENTITLED, An Act to require a school board to notify the parent or guardian
2 of each student being taught by certain teachers.

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

4 Section 1. That chapter 13-43 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 If a school board assigns a teacher, who is not highly qualified, to teach the same course or
7 grade for more than twenty consecutive school days during the same school year, the
8 superintendent of the school district shall provide written notice of the assignment to the parent
9 or guardian of each student in that course or grade.

10 For purposes of this section, a teacher is highly qualified if:

11 (1) The teacher is fully licensed or certified by the Department of Education and Cultural
12 Affairs for the subject being taught and demonstrates competency; and

13 (2) The teacher fulfilled all of the licensure and certification requirements and no
14 requirements were waived on an emergency, temporary or provisional basis.

15 The superintendent shall provide the notice required by this section not later than the
16 twentieth consecutive school day following the assignment. The school board shall retain a copy



1 of any notice provided under this section and make it available to the public upon request.