

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

659I0535

HOUSE BILL NO. 1178

Introduced by: Representatives Thompson, Elliott, LaRue, McCoy, and Schafer and Senators Moore and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to require highly qualified teachers and to limit the use of
2 unqualified substitute 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 Any person employed to teach in a public school in this state or draw wages as a teacher shall
7 be highly qualified. For purposes of this Act, a teacher is highly qualified if:

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

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

12 Section 2. However, a school district may employ short-term substitute teachers who are not
13 highly qualified. A short-term substitute teacher is a person hired by the school district to
14 substitute on an intermittent basis for various highly qualified teachers. A short-term substitute
15 teacher is not responsible for preparing lesson plans, developing curriculum, or assigning grades.



- 1 No short-term substitute may provide instruction in place of the same teacher for more than
- 2 twenty consecutive days.