

AN ACT

ENTITLED, An Act to to clarify the alternative certification requirements for school administrators.

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

Section 1. That § 13-42-28 be amended to read as follows:

13-42-28. The Board of Education shall promulgate rules pursuant to chapter 1-26 establishing an alternative certification program for any person employed as a school administrator who does not currently meet the certification requirements for the position being held. The alternative certification program shall permit satisfaction of certification requirements by passing a certification examination for school administrators selected by the Board of Education. The Board of Education shall establish eligibility requirements for sitting for the certification examination for school administrators and shall identify the passing scores required on such examination.

Section 2. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as follows:

Notwithstanding the provisions of § 13-42-1, any person employed prior to July 1, 2004, to administer in any public school of this state who does not have a certificate issued by the secretary of the Department of Education authorizing the person to administer in the school or field for which the person was employed, may draw wages for such employment through June 30, 2005.

Section 3. That § 13-42-29 be amended to read as follows:

13-42-29. Any person drawing wages to administer any of the public schools of this state on December 31, 2004, whose preparation does not meet certification standards established pursuant to this chapter for the position that person holds shall submit to the Department of Education, on or before July 1, 2005, a professional development plan to meet the certification or alternative certification requirements established by the South Dakota Board of Education on or before June 30, 2008, or, on or before July 1, 2005, shall request an exemption from certification requirements

pending resignation or retirement on or before June 30, 2008.

Section 4. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as follows:

Notwithstanding the provisions of this Act, if the Department of Education approves the professional development plan and confirms that any person is making acceptable progress toward completion of the plan, or if the Department of Education grants an exemption to any person who has discharged administrative duties satisfactorily and who agrees to resign or to retire from administration on or before June 30, 2008, such person may draw wages as an administrator through June 30, 2008.

Section 5. That chapter 13-42 be amended by adding thereto a NEW SECTION to read as follows:

There is hereby created a five person Alternative Certification Advisory Council to assist the Department of Education in its review of requests submitted pursuant to section 3 of this Act. The secretary of the Department of Education shall appoint the members, three of whom shall be certified administrators, one of whom shall be a school board member, and one of whom shall be a faculty member at a college or university with an approved program in school administration. The council shall make recommendations to the secretary for disposition of all requests submitted pursuant to section 3 of this Act.

Section 6. Sections 1 to 5, inclusive, of this Act are repealed on July 1, 2008.

Section 7. That § 13-42-28 be amended to read as follows:

13-42-28. The Board of Education shall promulgate rules pursuant to chapter 1-26 establishing an alternative certification program for any person seeking employment as a school administrator who does not currently meet the certification requirements for the position sought. The alternative certification program shall permit satisfaction of certification requirements by passing a certification

examination for school administrators selected by the Board of Education. The Board of Education shall establish eligibility requirements for sitting for the certification examination for school administrators and shall identify the passing scores required on such examination.

Section 8. Section 7 of this Act is effective on July 1, 2008.

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I certify that the attached Act
originated in the
SENATE as Bill No. 173

Secretary of the Senate

President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 173
File No.
Chapter No.

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Received at this Executive Office
this ___ day of ___,
20___ at ___ M.

By ___
for the Governor

The attached Act is hereby
approved this ___ day of
___, A.D., 20___

Governor

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed ___, 20___
at ___ o'clock ___ M.

Secretary of State

By ___
Asst. Secretary of State