

# State of South Dakota

EIGHTIETH  
LEGISLATIVE ASSEMBLY, 2005

400L0386

## HOUSE BILL NO. 1064

Introduced by: The Committee on Education at the request of the Department of Education

1 FOR AN ACT ENTITLED, An Act to remove the requirement for a certificate of health for  
2 certain persons with continuing contracts in a consolidated school district.

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

4 Section 1. That § 13-43-3 be amended to read as follows:

5 13-43-3. The school board of a public or the governing body of a nonpublic school shall  
6 require each employee, each student teacher, and each person providing services for pupils  
7 under contract, who is in regular contact with pupils, to submit, within ten days after first being  
8 employed, a certification of health signed by a licensed physician, nurse practitioner, certified  
9 nurse midwife, or physician's assistant. No new certificate of health may be required for those  
10 persons with continuing contracts due to consolidation of districts. The certification shall  
11 include a statement that there is no evidence of physical condition that would endanger health,  
12 safety, or welfare of the pupils in the initial examination. Certification of freedom from  
13 tuberculosis shall be established by chest X ray or negative tuberculin skin tests. The secretary  
14 of the Department of Health shall prescribe the form for the certification of health and the  
15 certification of freedom from tuberculosis.

