

# State of South Dakota

## EIGHTY-THIRD SESSION LEGISLATIVE ASSEMBLY, 2008

758P0463

### HOUSE BILL NO. 1312

Introduced by: Representatives Olson (Ryan), Buckingham, Elliott, Gilson, Hills, and  
Weems and Senators Gray and Nesselhuf

1 FOR AN ACT ENTITLED, An Act to change the South Dakota virtual high school to the South  
2 Dakota virtual school.

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

4 Section 1. That § 13-33-24 be amended to read as follows:

5 13-33-24. There is created the South Dakota virtual ~~high~~ school. The South Dakota virtual  
6 ~~high~~ school shall be under the control of the Department of Education. The South Dakota virtual  
7 ~~high~~ school shall provide choice accessibility, flexibility, quality, and equity in curricular  
8 offerings for ~~high school-aged~~ students in the state.

9 Section 2. That § 13-33-25 be amended to read as follows:

10 13-33-25. The South Dakota Virtual ~~High~~ School Advisory Council is established. The  
11 council shall advise the Department of Education, the South Dakota Board of Education,  
12 education-related organizations, and other education groups on issues related to distance  
13 learning. The council shall meet quarterly with the Department of Education to discuss, develop,  
14 and make recommendations for the promulgation of rules concerning policies that affect  
15 distance delivery.



Section 3. That § 13-33-28 be amended to read as follows:

13-33-28. The Department of Education may promulgate rules pursuant to chapter 1-26 to coordinate course offerings by the South Dakota virtual ~~high~~ school, to award course credits earned by students taking classes from the South Dakota virtual ~~high~~ school, and to establish criteria for school districts to participate in the South Dakota virtual ~~high~~ school.

Section 4. That § 13-33-29 be amended to read as follows:

13-33-29. No school district may grant credit for any course successfully completed through distance learning as defined in § 13-33-20 unless the course is offered through the South Dakota Virtual ~~High~~ School.

However, a school district may grant credit for a distance learning course offered through an entity other than the South Dakota Virtual ~~High~~ School if any of the following conditions apply:

- (1) The course is provided through an agreement among accredited school districts;
- (2) The course is a university course taken by a student who is dually enrolled pursuant to the provisions of § 13-28-37;
- (3) The course was previously taken through an accredited high school or other accredited provider by a student who subsequently transferred into the school district;  
or
- (4) The course is not available through the South Dakota Virtual ~~High~~ School and is pre-approved by the secretary of education.