

Committee: Senate Education

Thursday, February 11, 2021 7:45 AM

Roll Call

Present: Sen. Bolin, Sen. Heinert, Sen. V. J. Smith, Sen. Steinhauer, Sen. Tobin, Sen. Schoenfish, and Sen. Curd

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Senator Curd**

**MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 09<sup>TH</sup>**

Moved by: V. J. Smith  
Second by: Steinhauer  
Action: Prevailed by voice vote

**SB 177 : revise the provisions of parental choice regarding compulsory school attendance and matters ancillary thereto.**

Presented by: Senator Wayne Steinhauer  
Others: Tiffany Sanderson, Department of Education  
Jennifer Beving, Self  
Dan Swartos, South Dakota High School Athletic Association  
Wade Pogany, Associated School Boards of South Dakota  
Dianna Miller, Large School Group  
Dr. Michael Amolins, Self

**MOTION: AMEND SB 177**

177C

On page 9, line 10, of the Introduced bill, after "a" delete "Any student "

On page 9, line 10, of the Introduced bill, after "receiving " delete "being provided with alternative instruction pursuant to § 13-27-3 is eligible to participate in any interscholastic activity sponsored by the South Dakota High School Activities Association. The parent or guardian of a child being provided alternative instruction shall notify the appropriate school official if the child becomes ineligible under South Dakota High School Activities Association, or under local school eligibility requirements in so far as those standards apply to § 13-27-3."

On page 9, line 16, of the Introduced bill, after "13-27-3." insert "All public school districts shall allow participation in athletics, fine arts, or activities for a child being provided alternative instruction pursuant to § 13-27-3 within the district in which the child resides. The parent, guardian, or other person in control of a child being provided alternative instruction shall submit proof of age when participating in athletics, fine arts, or activities. All children being provided with alternative instruction and participating in South Dakota High School Activities Association activities are held to the same local training rules and South Dakota High School Activities Association transfer and non-academic eligibility rules as enrolled students.

Pursuant to § 13-27-3 and before the current season of the sport or activity the alternative instruction child is participating in, the parent, guardian, or other person in control of a child being provided alternative instruction shall provide the appropriate school official with a copy of a transcript of the previous semester's completed coursework that is issued by the parent or guardian. The parent, guardian, or other person in control of a child being provided alternative instruction shall notify the appropriate school official if the

child becomes ineligible under South Dakota High School Activities Association or under local school rules in so far as those standards apply to § 13-27-3.

"

On page 9, line 18, of the Introduced bill, delete "accredited school" and insert "enrolled"  
On page 9, line 19, of the Introduced bill, delete "enters an alternative instruction program" and insert "who will be provided alternative instruction"

Moved by: Steinhauer  
Second by: Bolin  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 177 AS AMENDED**

Moved by: V. J. Smith  
Second by: Bolin  
Action: Prevailed by roll call vote (6-1-0-0)

Voting Yes: Bolin, Heinert, V. J. Smith, Steinhauer, Tobin, and Curd

Voting No: Schoenfish

**THE CHAIR DEFERRED SB 170 UNTIL A FUTURE DATE TO BE ANNOUNCED**

**THE CHAIR DEFERRED SB 128 UNTIL A FUTURE DATE TO BE ANNOUNCED**

**TERRY NEBELSICK OF BEADLE COUNTY, HURON, SOUTH DAKOTA, TO THE SOUTH DAKOTA BOARD OF EDUCATION STANDARDS**

Presented by: Tiffany Sanderson, Department of Education  
Proponents: Dianna Miller, Large School Group  
Rob Monson, School Administrators of South Dakota  
Dan Swartos, South Dakota High School Athletic Association  
Wade Pogany, Associated School Boards of South Dakota

**MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE APPOINTMENT OF TERRY NEBELSICK OF BEADLE COUNTY, HURON, SOUTH DAKOTA, TO THE SOUTH DAKOTA BOARD OF EDUCATION STANDARDS**

Moved by: Bolin  
Second by: V. J. Smith  
Action: Prevailed by Majority Members Elect (6-0-1-0)

Voting Yes: Bolin, V. J. Smith, Steinhauer, Tobin, Schoenfish, and Curd

Excused: Heinert

**STEVE WILLARD OF BUTTE COUNTY, BELLE FOURCHE, SOUTH DAKOTA, TO THE SOUTH DAKOTA BOARD OF EDUCATION STANDARDS**

Presented by: Tiffany Sanderson, Department of Education  
Proponents: Dianna Miller, Large School Group  
Rob Monson, School Administrators of South Dakota  
Dan Swartos, South Dakota High School Athletic Association  
Wade Pogany, Associated School Boards of South Dakota

**MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE APPOINTMENT OF STEVE WILLARD OF BUTTE COUNTY, BELLE FOURCHE, SOUTH DAKOTA, TO THE SOUTH DAKOTA BOARD OF EDUCATION STANDARDS**

Moved by: Steinhauer  
Second by: Tobin  
Action: Prevailed by roll call vote (6-0-1-0)

Voting Yes: Bolin, V. J. Smith, Steinhauer, Tobin, Schoenfish, and Curd

Excused: Heinert

**SB 175 : remove certain eligibility requirements for the partners in education tax credit program.**

Presented by: Senator Jim Stalzer (Handout(s) 1)  
Proponents: Phyllis Mary Heineman, SD Partners in Education (non profit), Sioux Falls  
Julie Hewitt, Self  
Jenni Struck, Self  
Jonathan Niemi, Self  
Chris Motz, South Dakota Catholic Conference, Sioux Falls  
Opponents: Wade Pogany, Associated School Boards of South Dakota  
Rob Monson, School Administrators of South Dakota

**MOTION: AMEND SB 175**

175A

On page 1, line 13, of the Introduced bill, after "student " insert "entering kindergarten through twelfth grade "

Moved by: V. J. Smith  
Second by: Schoenfish  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 175 AS AMENDED**

Moved by: Steinhauer  
Second by: V. J. Smith  
Action: Prevailed by roll call vote (6-0-1-0)

Voting Yes: Bolin, V. J. Smith, Steinhauer, Tobin, Schoenfish, and Curd

Excused: Heinert

**MOTION: ADJOURN**

Moved by: Schoenfish  
Second by: Tobin  
Action: Prevailed by voice vote

Sharon Welch, Committee Secretary

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/s/ R. BLAKE CURD  
R. Blake Curd, Chair