



2026 South Dakota Legislature

House Bill 1017

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

- 1 **An Act to permit the board of a school district to require that certain students**
2 **receive instruction in alternative settings.**

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

4 **Section 1. That a NEW SECTION be added to chapter 13-32:**

5 A school board may assign a student to receive instruction in an alternative setting
6 for aggressive or violent behaviors that disrupt the school or that affects a health or safety
7 factor of the school or its program. Nothing herein may be construed to limit enrollment
8 options provided in § 13-28-40 or conflict with provisions of Individuals with Disabilities
9 Education Act, 20 U.S.C. § 1400, et seq., or Section 504 of the Rehabilitation Act of 1973,
10 29 U.S.C. § 794.