

# State of South Dakota

EIGHTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2008

400P0319

## SENATE BILL NO. 26

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

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the rule making  
2 authority of the South Dakota Board of Education for pre-kindergarten programs.

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

4 Section 1. That § 13-33-3 be amended to read as follows:

5 13-33-3. The school board of any school district may maintain as a part of the public schools  
6 adult education courses, summer schools, kindergartens, and ~~nurseries~~ pre-kindergarten  
7 programs under the rules ~~adopted~~ promulgated pursuant to chapter 1-26 by the South Dakota  
8 Board of Education.

9 Section 2. That chapter 13-33 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 The South Dakota Board of Education shall promulgate rules pursuant to chapter 1-26 to  
12 establish standards for the accreditation of pre-kindergarten programs and establish standards  
13 for preparation of certified personnel for pre-kindergarten programs. Rules promulgated to  
14 establish standards for the accreditation of pre-kindergarten programs shall ensure that any child  
15 under the minimum age for kindergarten pursuant to § 13-28-2 is not required to attend a pre-



1 kindergarten program.