

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

299B0416

HOUSE BILL NO. 1044

Introduced by: Representatives Deutsch, Anderson, Beal, Brunner, Chase, Dennert, Diedrich, Duvall, Glanzer, Goodwin, Gross, Hansen, Jensen (Kevin), Johnson (Chris), Latterell, Marty, Mills, Otten (Herman), Peterson (Sue), Qualm, Randolph, Reed, Reimer, Rounds, Willadsen, and Zikmund and Senators Stalzer, Curd, DiSanto, Jensen (Phil), Kolbeck, Maher, Monroe, Nelson, Otten (Ernie), Smith (VJ), Solano, Steinhauer, and Wismer

1 FOR AN ACT ENTITLED, An Act to authorize certain children who are subject to a pending
2 military relocation to apply for enrollment in a school district.

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

4 Section 1. That chapter 13-28 be amended by adding a NEW SECTION to read:

5 Notwithstanding the provisions of any other law, a child meets the residency requirement
6 for school attendance in a school district if the parent or guardian of the child is transferred to
7 or is pending transfer to a military installation within the state while on active military duty
8 pursuant to an official military order. A school district shall accept an application for enrollment
9 and course registration by electronic means for any child who meets the requirements in this
10 section, including enrollment in a specific school or program within the school district.

11 The parent or guardian of a child who meets the requirements in this section shall provide
12 proof of residence to the school district within ten days after the arrival date provided on the
13 enrollment application. As proof of residence for the purposes of this Act, the parent or guardian



1 may use the address of any of the following:

2 (1) A temporary on-base lodging facility;

3 (2) A purchased or leased home or apartment; or

4 (3) Any federal government housing or off-base military housing, including off-base
5 military housing that may be provided through a public-private venture.

6 For the purposes of this section, a military installation is a base, camp, post, station, yard,
7 center, or other installation under the jurisdiction of the United States Department of Defense.