



2020 South Dakota Legislature

House Bill 1228

SENATE EDUCATION ENGROSSED

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: **Representative Healy**

1 **An Act to include children with a hearing loss in the reporting criteria required for**
 2 **deaf and hard-of-hearing children.**

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

4 **Section 1.** That § 13-33B-10 be AMENDED:

5 **13-33B-10. Reporting criteria specific to language and literacy development.**

6 Before August 1, 2020, the department shall establish reporting criteria, using
 7 existing data reported in compliance with the federally required state performance plan
 8 on students with disabilities, that is specific to language and literacy development of deaf
 9 and hard-of-hearing children from birth to five years of age, inclusive.

10 Beginning on July 1, 2021, in conjunction with the department's annual collection
 11 of data on children with disabilities served, the department shall also annually report the
 12 number of enrolled students from birth to age twenty-one, regardless of disability status,
 13 who have a documented hearing loss of thirty-five decibels or more, unaided unilaterally
 14 or bilaterally.

15 **Section 2.** That § 13-33B-11 be AMENDED:

16 **13-33B-11. Implementation and application of §§ 13-33B-4 to 13-33B-10.**

17 The implementation of §§ 13-33B-4 to 13-33B-10, inclusive, shall be consistent
 18 with federal law regarding the education of children with disabilities and the privacy of
 19 student information. Sections 13-33B-4 to ~~13-33B-10~~ 13-33B-9, inclusive, only apply to
 20 children from birth to five years of age.