

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

651A0075

HOUSE EDUCATION COMMITTEE ENGROSSED

NO. **SB170** - 2/28/97

Introduced by: Senators Everist, Dunn (Rebecca), Hunhoff, Hutmacher, Kloucek, and Reedy
and Representatives Brown (Richard), Brosz, Davis, de Hueck, Haley, Koetzle,
Lockner, Lucas, and Waltman

1 FOR AN ACT ENTITLED, An Act to establish statewide content standards of learning for all
2 public schools.

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

4 Section 1. That § 13-3-48 be amended to read as follows:

5 13-3-48. The secretary of the Department of Education and Cultural Affairs shall prepare and
6 submit for approval of the South Dakota Board of Education academic content standards ~~and~~
7 ~~promote their voluntary utilization in language arts, mathematics, social studies, and science for~~
8 grades one through twelve. Each school district shall adopt and implement clearly defined and
9 measurable course guidelines so as to meet the state academic content standards. Course
10 guidelines for language arts and mathematics shall be adopted and implemented by July 1, 1998,
11 and those for social studies and science shall be adopted by July 1, 2000.

12 Section 2. That § 13-3-51 be amended to read as follows:

13 13-3-51. It shall be the duty of the secretary of the Department of Education and Cultural
14 Affairs to establish a uniform system for the gathering and reporting of educational data for the

1 keeping of adequate educational and financial records and for the evaluation of educational
2 progress. An annual written evaluation of the educational progress in the state and in each school
3 district shall be submitted to the Legislature and made available in each school district to the
4 general public.

5 Section 3. Every school district shall administer the same academic achievement test to all
6 students in grades two, four, eight, and eleven. In addition, every school district shall administer
7 to all students in grades five and nine an achievement test to assess writing skills. These tests
8 shall be provided by the Department of Education and Cultural Affairs and shall assess
9 proficiency in meeting state standards. These tests shall be administered starting during the 1998-
10 1999 school year.

11 Section 4. A student's individual academic achievement test scores shall be made part of the
12 student's permanent record and provided by the local district to parents or guardian of each
13 student or, in the case of an emancipated student, to the student. Further release or use of a
14 student's individual test scores is governed by the federal Family Educational Rights and Privacy
15 Act (FERPA), as implemented in 34 CFR part 99, and may only occur with written permission
16 from the student's parent or guardian or, in the case of an emancipated student, from the student.

17 Section 5. Separate academic achievement tests shall be designed to meet the needs of
18 students in need of special education or special education and related services. The tests shall be
19 administered unless it is determined by the local placement committee that the tests are not part
20 of the student's free appropriate public education program. The student's waiver shall be set forth
21 in the student's individual education plan.

1 **BILL HISTORY**

2 1/29/97 First read in Senate and referred to Education. S.J. 212

3 2/3/97 Scheduled for Committee hearing on this date.

4 2/5/97 Scheduled for Committee hearing on this date.

5 2/5/97 Education Deferred to another day.

6 2/12/97 Scheduled for Committee hearing on this date.

7 2/15/97 Scheduled for Committee hearing on this date.

8 2/15/97 Education Deferred to another day. S.J. 482

9 2/19/97 Scheduled for Committee hearing on this date.

10 2/19/97 Education Do Pass Amended, Passed, AYES 4, NAYS 3. S.J. 517

11 2/20/97 Motion to Amend, Passed. S.J. 567

12 2/20/97 Motion to Amend, Passed. S.J. 568

13 2/20/97 Senate Do Pass Amended, Passed, AYES 29, NAYS 5. S.J. 568

14 2/21/97 First read in House and referred to Education. H.J. 638

15 2/25/97 Scheduled for Committee hearing on this date.

16 2/25/97 Education Deferred to another day, AYES 10, NAYS 2. H.J. 686

17 2/27/97 Scheduled for Committee hearing on this date.

18 2/27/97 Education Do Pass Amended, Passed, AYES 9, NAYS 4. H.J. 746