

AN ACT

ENTITLED, An Act to prohibit school boards from employing any person whose certificate has been revoked or suspended and to prohibit the suspension of a certificate under certain circumstances.

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

Section 1. That chapter 13-43 be amended by adding thereto a NEW SECTION to read as follows:

No school board may employ a person whose certificate is revoked pursuant to § 13-42-9 or 13-42-10 or during the term of a suspension pursuant to § 13-42-9.

Section 2. That § 13-42-9 be amended to read as follows:

13-42-9. The secretary of the Department of Education and Cultural Affairs may revoke or suspend any certificate for any cause which would have prevented its issue, plain violation of contract, gross immorality, incompetency, violation of the code of ethics in effect on January 1, 1999, as determined by the Professional Teachers Practices and Standards Commission or the Professional Administrators Practices and Standards Commission, or flagrant neglect of duty, and may suspend any certificate for a period not to exceed one year for breaking or jumping a contract, if such suspension is requested by the school board. However, the secretary may not suspend a certificate for breaking or jumping a contract if the school board collected liquidated damages pursuant to the terms of the contract.

An Act to prohibit school boards from employing any person whose certificate has been revoked or suspended and to prohibit the suspension of a certificate under certain circumstances.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1067

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1067
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State