

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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SENATE BILL NO. 129

Introduced by: Senators Haggar (Jenna), Bradford, Curd, Greenfield (Brock), Haverly, Heinert, Olson, Otten (Ernie), Parsley, Rampelberg, Rusch, Solano, and Van Gerpen and Representatives DiSanto, Beal, Brunner, Gosch, Greenfield (Lana), Haggar (Don), Heinemann (Leslie), Hunt, Kirschman, Klumb, Latterell, Otten (Herman), Qualm, Rasmussen, Rozum, Stalzer, Werner, Wiik, Willadsen, Wollmann, and Zikmund

1 FOR AN ACT ENTITLED, An Act to establish certain suicide awareness and prevention
2 training requirements for certain school employees based on the Jason Flatt Act.

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

4 Section 1. That chapter 13-42 be amended by adding a NEW SECTION to read:

5 The South Dakota Board of Education shall promulgate rules, pursuant to chapter 1-26, to
6 include a minimum of one hour of suicide awareness and prevention training as a requirement
7 that an applicant must meet in order to be issued an initial certificate and a renewal certificate
8 as a teacher, administrator, or other educational professional. The board shall, after consultation
9 with suicide prevention or counseling experts, identify evidence-based resources that will fulfill
10 the suicide awareness and prevention training requirement and shall make the list of the
11 resources available to school districts.

12 Section 2. That chapter 13-42 be amended by adding a NEW SECTION to read:

13 There is no cause of action for any loss or damage caused by any act or omission resulting



1 from the implementation of the provisions of section 1 of this Act or resulting from any training,
2 or lack of training, required by section 1 of this Act unless the loss or damage was caused by
3 willful or wanton misconduct. The training, or lack of training, required by the provisions of this
4 Act may not be construed to impose any specific duty of care.