

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

400V0368

## HOUSE BILL NO. 1021

Introduced by: The Committee on Judiciary at the request of the Board of Regents

1 FOR AN ACT ENTITLED, An Act to provide for judicial review of Board of Regents decisions  
2 involving student discipline and residency classification.

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

4 Section 1. That subdivision (2) of § 1-26-1 be amended to read as follows:

5 (2) "Contested case," a proceeding, including rate-making and licensing, in which the  
6 legal rights, duties, or privileges of a party are required by law to be determined by  
7 an agency after an opportunity for hearing but the term does not include the  
8 proceedings relating to rule making other than rate-making, proceedings related to  
9 inmate disciplinary matters as defined in § 1-15-20, or student academic ~~or~~  
10 ~~disciplinary proceedings under the jurisdiction of the Board of Regents or complaints~~  
11 ~~brought by students attending institutions controlled by the Board of Regents about~~  
12 ~~their residency classification under §§ 13-53-23 to 13-53-41, inclusive;~~

13

