

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

965R0661

SENATE BILL NO. 159

Introduced by: Senator Howie and Representative Moser

1 FOR AN ACT ENTITLED, An Act to allow a nonpublic school that is not accredited by the
2 state to be a member of the South Dakota High School Activities Association.

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

4 Section 1. That § 13-36-4 be amended to read as follows:

5 13-36-4. The school board of a public school or the governing body of a nonpublic school,
6 approved and accredited by the secretary of the Department of Education or other recognized
7 accrediting agency, may delegate, on a year to year basis, the control, supervision, and
8 regulation of any high school interscholastic activities to any association which is voluntary and
9 nonprofit if membership in such association is open to all high schools approved and accredited
10 by the secretary of the Department of Education or other recognized accrediting agency,
11 including any school that allows participation by students receiving alternative instruction as
12 set forth in § 13-27-3, pursuant to the provisions of this title, and if the constitution, bylaws, and
13 rules of the association are subject to ratification by the school boards of the member public
14 school districts and the governing boards of the member nonpublic schools and include a
15 provision for a proper review procedure and review board.



1 Any association which complies with this section may exercise the control, supervision, and
2 regulation of interscholastic activities, including interscholastic athletic events of member
3 schools. Such association may promulgate reasonable uniform rules, to make decisions and to
4 provide and enforce reasonable penalties for the violation of such rules.