

# State of South Dakota

NINETY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2019

866B0068

## SENATE BILL NO. 3

Introduced by: Senators Bolin, Maher, Nesiba, and Youngberg and Representatives Schoenfish, Bartels, Duvall, and Smith (Jamie) at the request of the Extraordinary Cost Fund for Special Education Study Committee

1 FOR AN ACT ENTITLED, An Act to create the Special Education Task Force.

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

3 Section 1. That chapter 2-6 be amended by adding a NEW SECTION to read:

4 There is hereby created the Special Education Task Force. The purpose of the task force is  
5 to examine the rising numbers of students in South Dakota schools who are being identified as  
6 in need of special education or special education and related services, to examine the increasing  
7 costs of the services these students require, and to develop recommendations to address the  
8 situation.

9 Section 2. That chapter 2-6 be amended by adding a NEW SECTION to read:

10 The task force created in section 1 of this Act shall consist of the following twelve members:

11 (1) The Executive Board of the Legislative Research Council shall appoint the following:

12 (a) Three legislators including, if possible, the chair or vice-chair of the Senate  
13 standing committee on education and the chair or vice-chair of the House  
14 standing committee on education and one member of the minority party who



1 serves on either the Senate or House standing committee on education; and

2 (b) A person who is an advocate for persons with disabilities;

3 (2) The secretary of education shall appoint the following:

4 (a) Three school district superintendents; one representing a school district  
5 located east of the Missouri River, one representing a school district located  
6 west of the Missouri River, and one representing a school district with a fall  
7 enrollment of four hundred or fewer;

8 (b) One current member of a local school board;

9 (c) One special education teacher with at least five years experience in teaching  
10 special education who is currently employed in a school district other than a  
11 school district represented by a superintendent or school board member  
12 appointed to serve on the task force pursuant to this section; and

13 (d) One person representing the Department of Education; and

14 (3) The Governor shall appoint two persons.

15 Section 3. That chapter 2-6 be amended by adding a NEW SECTION to read:

16 The task force shall be under the supervision of the Executive Board of the Legislative  
17 Research Council and shall report to the board on the task force's activities from time to time.

18 The task force shall be funded and staffed as an interim legislative committee.

19 Section 4. That chapter 2-6 be amended by adding a NEW SECTION to read:

20 The task force shall conclude its work and report its findings and recommendations to the  
21 Legislature and to the Governor no later than December 31, 2020.