



2024 South Dakota Legislature

House Bill 1002

Introduced by: **Representative Venhuizen**

1 **An Act to require administration of the ACT to public school students in grade**
 2 **eleven.**

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

4 **Section 1. That § 13-3-55 be AMENDED:**

5 **13-3-55.** ~~Every public~~ Each school district shall annually administer the same
 6 assessment to all students in grades three to eight, inclusive, ~~and in grade eleven.~~ The
 7 assessment ~~shall~~ must measure the academic progress of each student.

8 ~~Every public~~ Each school district shall annually administer to all students in at least
 9 two grade levels ~~an achievement~~ a test to assess writing skills. The Department of
 10 Education shall provide the assessment instruments ~~shall be provided by the Department~~
 11 ~~of Education, and the department shall~~ and determine the ~~two~~ grade levels ~~to be tested~~
 12 at which the tests are to be administered.

13 The assessment and tests shall must be administered within timelines established
 14 ~~by the Department of Education by~~ in rules, promulgated by the department, pursuant to
 15 chapter 1-26 ~~starting in the spring of the 2002-2003 school year.~~ Each state-designed
 16 test ~~shall~~ must be correlated with the state's content standards.

17 The South Dakota Board of Education Standards may promulgate rules, pursuant
 18 to chapter 1-26, to provide for the administration of all tests and assessments under this
 19 section, and within the timelines established by the department.

20 **Section 2. That chapter 13-3 be amended with a NEW SECTION:**

21 Each public school student, enrolled in grade eleven, shall, in addition to any other
 22 assessment or test required by this chapter, take the ACT, including the writing test. Each
 23 student's ACT registration fee must be paid by the student's school district. The
 24 Department of Education shall, with moneys appropriated in the General Appropriations
 25 Act, reimburse each school district for the registration fees.

- 1 A school district superintendent may exempt a student from taking the ACT, if
- 2 doing so is not required by the student's individualized education program plan or if other
- 3 special circumstances exist.