

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

466U0482

HOUSE BILL NO. 1087

Introduced by: Representatives Craig, Bolin, Campbell, Ecklund, Gosch, Heinemann (Leslie), Hickey, Kopp, Lust, May, Olson (Betty), Qualm, Schoenfish, Sly, Stalzer, Steele, Verchio, and Wick and Senators Tieszen, Begalka, Bradford, Ewing, Jensen, Kirkeby, Lederman, Maher, Novstrup (Al), Omdahl, and Rhoden

1 FOR AN ACT ENTITLED, An Act to authorize individual school boards to create, establish,
2 and supervise individual school sentinel programs to promote school safety.

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

4 Section 1. Any school board may create, establish, and supervise the arming of school
5 employees, hired security personnel, or volunteers in such manner and according to such
6 protocols as the board, in its sole discretion, may believe to be most likely to secure or enhance
7 the deterrence of physical threat and defense of the school, its students, its staff, and members
8 of the public on the school premises against violent attack by any terrorist, criminal, deranged
9 person, or other perpetrator of deadly force.

10 Section 2. Before any school board may implement any school sentinel program pursuant
11 to section 1 of this Act, the school board shall interface with any law enforcement agency that
12 has enforcement jurisdiction over the school premises. Any material changes in the school
13 sentinel program's personnel or protocols shall be reported to such law enforcement agency



1 forthwith.

2 Section 3. No school board, in implementing the provisions of section 1 of this Act, may
3 arm any individual teacher or other school employee without the latter's free, willing, and
4 voluntary consent. No individual teacher or other school employee may be censured, criticized,
5 or discriminated against for unwillingness or refusal to carry firearms pursuant to this Act.

6 Section 4. No provision of § 13-32-7 or any other provisions of state statute is effective to
7 restrict or limit the provisions of this Act. However, nothing in this Act authorizes any person
8 to carry a concealed weapon without a valid permit.

9 Section 5. The failure or refusal of any school board to implement a school sentinel program
10 does not constitute a cause of action against the board, the school district, or any of its
11 employees.