

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

299U0099

HOUSE EDUCATION ENGROSSED NO. **SB 71** - 02/22/2013

Introduced by: Senator Hunhoff (Jean) and Representatives Hunhoff (Bernie) and Stevens

1 FOR AN ACT ENTITLED, An Act to correct the name of a postsecondary institution
2 authorized to provide educational programs in South Dakota, and to revise the requirements
3 for an institution seeking such authorization.

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

5 Section 1. That § 13-48-36 be amended to read as follows:

6 13-48-36. To ensure that postsecondary institutions legally operating in this state as of this
7 date and participating in the federal student financial assistance programs may comply with the
8 state authorization regulations promulgated by the United States Department of Education on
9 October 29, 2010, codified at 34 C.F.R. Section 600.9 and effective as of July 1, 2011, the
10 following postsecondary institutions are acknowledged by the Legislature as being authorized
11 to provide educational programs at physical locations in this state, subject to the provisions of
12 § 13-48-38:

- 13 (1) Augustana College;
- 14 (2) Avera McKennan Hospital School of Radiologic Technology;
- 15 (3) Avera Sacred Heart Hospital School of Radiologic Technology;



- 1 (4) Black Hills State University;
- 2 (5) Colorado Technical University;
- 3 (6) Dakota State University;
- 4 (7) Dakota Wesleyan University;
- 5 (8) Globe University;
- 6 (9) Kilian Community College;
- 7 (10) Lake Area Technical Institute;
- 8 (11) Mitchell Technical Institute;
- 9 (12) Mount Marty College;
- 10 (13) National American University;
- 11 (14) Northern State University;
- 12 (15) Presentation College;
- 13 (16) Sanford Medical Center;
- 14 (17) Sioux Falls Seminary;
- 15 (18) South Dakota School of Mines and Technology;
- 16 (19) South Dakota State University;
- 17 (20) Southeast Technical Institute;
- 18 (21) University of Sioux Falls;
- 19 (22) University of South Dakota; and
- 20 (23) Western Dakota Technical Institute.

21 Section 2. That § 13-48-37 be amended to read as follows:

22 13-48-37. The secretary shall issue a certificate of authorization to provide postsecondary
23 education to any postsecondary institution named in § 13-48-36. The secretary also may issue
24 a certificate of authorization to provide postsecondary education to any other postsecondary

1 institution to provide educational programs at physical locations in this state if the
2 postsecondary institution:

3 (1) Is established as an instrumentality of this state or another state, or is legally
4 established to operate as a private business entity or nonprofit corporation in
5 accordance with applicable state law; and

6 (2) Is accredited or is operating under an affiliation agreement whose terms make an
7 accredited postsecondary institution responsible for awarding academic credit and
8 educational credentials to its students and maintaining transcripts for such students.