



"To Build Knowledge and Skills for Success Today and Tomorrow"

File: AA

SCHOOL DISTRICT LEGAL STATUS

The United States Constitution leaves to the individual states responsibility for public education.

In South Dakota, the legislature is charged by the Constitution 'to establish and maintain a general and uniform system of public schools' which is open to all children and free from sectarian control. The State constitution also calls for a State Board of Education and a State Superintendent of Education, who is the executive officer of the State Board.

The Constitution outlines the responsibilities of the State Superintendent and the State Board. The State Board of Education is responsible for the adoption of all policies for the government of the Department of Education, and for the adoption and implementation of regulations for supervising the elementary and secondary schools.

School districts exist for the purpose of operating a school or schools to provide the people of each community adequate opportunity to avail themselves of a free public elementary and secondary education program.

Every school district shall constitute a school corporation under the name of "_____ School District, No. _____ of _____ County, South Dakota."

LEGAL REFS.: United States Constitution, Tenth Amendment Constitution of the State of South Dakota
Art. XXVI, Sec. 18

SDCL 3-6-2

13-5-1

13-5-2

13-5-14 to 13-5-29

13-6-1 et seq.

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