

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0282

SENATE BILL NO. 31

Introduced by: The Committee on Health and Human Services at the request of the
Department of Human Services

1 FOR AN ACT ENTITLED, An Act to revise certain requirements of the Division of
2 Rehabilitation Services in contested cases.

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

4 Section 1. That § 28-9-36 be amended to read as follows:

5 28-9-36. The director of the Division of Rehabilitation Services shall establish procedures,
6 pursuant to chapter 1-26, for the review of ~~determinations~~ any determination made by a
7 rehabilitation counselor or coordinator upon the request of the individual with a the disability
8 ~~involved~~, or ~~his~~ the individual's parents, if the individual is a minor, or ~~guardians~~ the individual's
9 guardian. ~~The procedures shall include a requirement that the final decision concerning the~~
10 ~~review of a determination be made in writing by the division director. The division director may~~
11 ~~not delegate his responsibility to make a final decision to any other officer or employee of the~~
12 ~~Department of Human Services.~~