

2021 South Dakota Legislature

Senate Bill 128**AMENDMENT 128D FOR THE SENATE EDUCATION BILL**

1 **An Act to revise certain provisions related to news media coverage of high school**
2 **activities.**

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

4 **Section 1.** That § 13-1-57 be AMENDED.

5 **13-1-57. Definitions regarding news media coverage of high school**
6 **activities.**

7 Terms used in §§ 13-1-58 and 13-1-59 mean:

8 (1) "Association," any association ~~created under chapter 13-36 that meets the~~
9 ~~requirements of § 13-36-4;~~

10 (2) "Journalism," the gathering, preparing, collecting, photographing, recording,
11 streaming, broadcasting, writing, editing, reporting, or publishing of news or
12 information that concerns matters of public interest for dissemination to the public,
13 including on the internet;

14 ~~(3)~~(3) "Media contractor," any entity that contracts with a school board, school district, or
15 association to conduct journalism at any interscholastic high school activity or
16 event;

17 (4) "News media," personnel of a newspaper or other periodical issued at regular
18 intervals, a news service, a radio station, a television station, or a television
19 network, regardless of whether the news media is in print, electronic, or digital
20 format;

21 ~~(5)~~(5) "School district," the same meaning as in § 13-5-1;

22 ~~(6)~~(6) "School board," the same meaning as in § 13-8-1.

23 **Section 2.** That § 13-1-58 be AMENDED.

1 **13-1-58. Interference with news media coverage of high school activities**
2 **prohibited.**

3 No school district ~~or~~, school board, association, or media contractor may interfere
4 with the right of news media to attend and engage in journalism concerning any
5 interscholastic high school activity or event. No association or media contractor may
6 charge a fee for news media to engage in journalism at any such activity or event. The
7 school district or school board shall prevent any school under its authority from interfering
8 with the right of news media to engage in journalism at any such activity or event. The
9 provisions of this section do not apply to any state championship interscholastic event.

10 **Section 3.** That § 13-1-59 be AMENDED.

11 **13-1-59. Promulgation of rules to accommodate news media coverage of**
12 **high school activities.**

13 ~~Each~~ The board of a school district ~~and school board may~~ may adopt ~~rules~~ policies
14 governing reasonable accommodations for news media to conduct journalism at all
15 interscholastic high school activities and events. The ~~rules~~ policies on reasonable
16 accommodations shall allow news media all necessary access to conduct journalism at
17 such events, free of charge, subject to reasonable limitations for public safety, available
18 space, and the right of the general public to attend such events.