



## 2023 South Dakota Legislature

# Senate Bill 45

Introduced by: **Senator Schoenbeck**

1 **An Act to repeal the requirement for an annual report by the Board of Regents**  
 2 **regarding intellectual diversity and the free exchange of ideas.**

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

4 **Section 1. That § 13-53-49 be AMENDED:**

5 **13-53-49.** As used in §§ 13-53-49 to ~~13-53-53~~13-53-52, inclusive:

- 6 (1) "Expressive activity," protected under the provisions of §§ 13-53-49 to ~~13-53-~~  
 7 ~~53~~13-53-52, inclusive, includes any lawful noncommercial verbal or written means  
 8 by which one person communicates ideas to another, and includes peaceful  
 9 assembly, protests, speeches, distribution of literature, the carrying of signs, and  
 10 the circulation of petitions; and
- 11 (2) "Intellectual diversity," denotes a learning environment that exposes students to  
 12 and encourages exploration of a variety of ideological and political perspectives.

13 **Section 2. That § 13-53-53 be REPEALED:**

14 ~~On or before December first of each year, the Board of Regents shall prepare and~~  
 15 ~~submit to the Governor and each member of the legislature a report that:~~

- 16 ~~(1) Sets forth all actions taken by each institution to promote and ensure intellectual~~  
 17 ~~diversity and the free exchange of ideas; and~~
- 18 ~~(2) Describes any events or occurrences that impeded intellectual diversity and the~~  
 19 ~~free exchange of ideas.~~