

## 2024 South Dakota Legislature

**House Bill 1178****AMENDMENT 1178A  
FOR THE INTRODUCED BILL**

1 **An Act to prohibit the Board of Regents or any institution under its control from**  
2 **using state resources for obscene live conduct.**

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

4 **Section 1. That a NEW SECTION be added to chapter 13-53:**

5 The Board of Regents and any institution under its control may not:

6 (1) Authorize the use of any state-owned facility or property to develop, implement,  
7 facilitate, host, or promote any obscene live conduct; or

8 (2) Expend any public moneys in support of obscene live conduct.

9 For purposes of this section, the term "obscene live conduct" has the meaning  
10 given in § 22-24-27.

11

12 ~~**Section 2. That a NEW SECTION be added to chapter 13-53:**~~

13 ~~If, as a result of compliance with section 1 of this Act, a lawsuit is brought or a complaint is~~  
14 ~~filed against the Board of Regents, an institution under the control of the board, or an~~  
15 ~~employee of the board or of an institution, the attorney general must provide legal~~  
16 ~~representation to the entity or individual without charge.~~

17 ~~The state shall assume financial responsibility for any other expense related to the lawsuit or~~  
18 ~~complaint and incurred by the board, an institution under the control of the board, or an~~  
19 ~~employee of the board or of an institution, including an award of attorneys' fees and costs for~~  
20 ~~which the entity or individual would otherwise be responsible.~~