



## 2021 South Dakota Legislature

# Senate Bill 128

HOUSE EDUCATION ENGROSSED

Introduced by: **Senator Brock Greenfield**

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 that meets the requirements of § 13-36-4;

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

13 ~~(2)~~(3) "Media contractor," any entity that contracts with a school board, school district, or  
 14 association to conduct journalism at any interscholastic high school activity or  
 15 event;

16 ~~(4)~~ (4) "News media," personnel of a newspaper or other periodical issued at regular  
 17 intervals, a news service, a radio station, a television station, or a television  
 18 network, regardless of whether the news media is in print, electronic, or digital  
 19 format;

20 ~~(3)~~(5) "School district," the same meaning as in § 13-5-1;

21 ~~(4)~~(6) "School board," the same meaning as in § 13-8-1.

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

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

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