

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 622

BY EDUCATION COMMITTEE

AN ACT

1  
2 RELATING TO HIGHER EDUCATION; AMENDING CHAPTER 1, TITLE 33, IDAHO CODE, BY  
3 THE ADDITION OF A NEW SECTION 33-107E, IDAHO CODE, TO PROVIDE THAT, EX-  
4 CEPT AS OTHERWISE PERMITTED BY THE FIRST AMENDMENT TO THE UNITED STATES  
5 CONSTITUTION, NO PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL ABRIDGE  
6 THE CONSTITUTIONAL FREEDOM OF ANY INDIVIDUAL TO SPEAK ON CAMPUS AND TO  
7 DEFINE A TERM.

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 1, Title 33, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 33-107E, Idaho Code, and to read as follows:

12 33-107E. SPEECH ON CAMPUS. Except as otherwise permitted by the first  
13 amendment to the United States constitution, no public institution of higher  
14 education shall abridge the constitutional freedom of any individual, in-  
15 cluding enrolled students, faculty and other employees, and invited guests,  
16 to speak on campus. As used in this section, "public institution of higher  
17 education" means a public postsecondary organization governed or supervised  
18 by the state board of education, the board of regents of the university of  
19 Idaho, a board of trustees of a community college established pursuant to the  
20 provisions of chapter 21, title 33, Idaho Code, or the state board for career  
21 technical education.