

IN THE SENATE

SENATE BILL NO. 1078

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS; AMENDING CHAP-
2 TER 1, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-107D,
3 IDAHO CODE, TO PROVIDE THAT NO STATE POSTSECONDARY EDUCATIONAL INSTITU-
4 TION SHALL TAKE ANY ACTION OR ENFORCE ANY POLICY THAT WOULD DENY A RE-
5 LIGIOUS STUDENT GROUP ANY BENEFIT AVAILABLE TO ANY OTHER STUDENT GROUP
6 BASED ON THE RELIGIOUS STUDENT GROUP'S REQUIREMENT THAT ITS LEADERS AD-
7 HERE TO ITS SINCERELY HELD RELIGIOUS BELIEFS OR STANDARDS OF CONDUCT AND
8 TO DEFINE TERMS.
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10 Be It Enacted by the Legislature of the State of Idaho:

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

14 33-107D. CAMPUS ACCESS FOR RELIGIOUS STUDENTS. (1) No state postsec-
15 ondary educational institution shall take any action or enforce any policy
16 that would deny a religious student group any benefit available to any other
17 student group based on the religious student group's requirement that its
18 leaders adhere to its sincerely held religious beliefs or standards of con-
19 duct.

20 (2) As used in this section:

21 (a) "Benefits" include without limitation:

22 (i) Recognition;

23 (ii) Registration;

24 (iii) The use of facilities at the state postsecondary educational
25 institution for meetings or speaking purposes;

26 (iv) The use of channels of communication of the state postsec-
27 ondary educational institution; and

28 (v) Funding sources that are otherwise available to any other
29 student group through the state postsecondary educational insti-
30 tution.

31 (b) "State postsecondary educational institution" means a public post-
32 secondary organization governed or supervised by the state board, the
33 board of regents of the university of Idaho, a board of trustees of a
34 community college established pursuant to the provisions of chapter 21,
35 title 33, Idaho Code, or the state board for professional-technical ed-
36 ucation.