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- 1 AMENDMENT TO SENATE BILL 698
- 2 AMENDMENT NO. ____. Amend Senate Bill 698 by replacing
- 3 everything after the enacting clause with the following:
- 4 "Section 1. Short Title. This Act may be cited as the
- 5 Internet Access For Minors at Public Libraries Act.
- 6 Section 5. Definitions. As used in this Act:
- 7 "Explicit sexual materials" means those materials that
- 8 are obscene as defined in Section 11-20 of the Criminal Code
- 9 of 1961, child pornography as defined in Section 11-20.1 of
- 10 the Criminal Code of 1961, or material harmful to minors as
- defined in Section 11-21 of the Criminal Code of 1961.
- "Public access computer" means a computer that is located
- in a publicly-supported library, other than a law library or
- 14 a school or academic library, and that is connected to the
- 15 Internet or to an online service.
- 16 "Publicly-supported library" means a library that is
- 17 created under the Illinois Local Library Act, the Illinois
- 18 Library System Act, the Public Library District Act of 1991,
- 19 the Chicago Public Library Act, the Village Library Act, the
- 20 Library Incorporation Act, the Libraries in Parks Act, the
- 21 Counties Code, the Township Code, or the Illinois Municipal
- 22 Code.

- 1 Section 10. Minor patron use. If a publicly-supported
- 2 library provides one or more public access computers that are
- 3 connected to the Internet, then the library must do one of
- 4 the following:
- 5 (1) dedicate one or more of the public access
- 6 computers for the sole use of minors and equip the
- 7 computer with software that seeks to prevent minors form
- 8 gaining access to explicit sexual materials; or
- 9 (2) dedicate one or more public access computers
- 10 for the sole use of minors and obtain Internet
- 11 connectivity from an Internet service provider that
- 12 provides filter services to limit access to explicit
- 13 sexual materials.
- 14 Upon implementation of either option (1) or (2), the
- 15 publicly-supported library must ensure that the Internet
- 16 filter technology is operational on the public access
- 17 computers designated for use by minors. A publicly-supported
- 18 library need not comply with this Section if the library
- 19 prohibits minors from using its public access computers.
- 20 Section 15. Adult patron use. Nothing in this Act
- 21 prohibits a publicly-supported library from providing one or
- 22 more public access computers for use by adult patrons. To the
- 23 extent that a library permits adult patrons to use one or
- 24 more public access computers, the library must dedicate the
- 25 computers solely for adult use and must prohibit minors from
- 26 using those computers.
- 27 Section 20. Employee use. Nothing in this Act shall be
- 28 construed to exclude any authorized adult employee of a
- 29 publicly-supported library from having unfiltered access to
- 30 the Internet or to any online service for legitimate library,
- 31 scientific, or educational purposes.

- Section 25. Compliance. The chief librarian of each publicly-supported library that allows minors to use a public access computer must annually file with the State Librarian a certificate that the library is in compliance with Sections 10 and 15 of this Act. The State Librarian shall prescribe a form for the certificate, which must be notarized, and shall adopt any rules necessary to implement this Act.
- Section 30. Noncompliance. Notwithstanding any other law to the contrary, a publicly-supported library that fails to comply with Sections 10, 15, and 25 of this Act is not eligible to apply for or receive any State grant moneys made available under the Illinois Library System Act or any other law.
- Section 35. Immunity. A publicly-supported library that complies with Sections 10, 15, and 25 of this Act is immune from any criminal liability arising from access by a minor to explicit sexual materials through the use of a public access computer owned or controlled by the publicly-supported library.".