

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
11 defined in Section 11-21 of the Criminal Code of 1961.

12 "Public access computer" means a computer that is located
13 in a publicly-supported library, other than a school, law, or
14 academic library, that is connected to the Internet or an
15 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 "Minor patron" means a person under the age of 18 using a
2 public access computer at a publicly-supported library.

3 Section 10. Policy concerning minor patrons. Within 6
4 months after the effective date of this Act, each
5 publicly-supported library shall adopt and implement a policy
6 to prevent minor patrons from using a public access computer
7 to access or obtain explicit sexual materials. In developing
8 its policy, the publicly-supported library should consider
9 (i) dedicating specific public access computers for use by
10 minor patrons only and (ii) equipping those computers with
11 software that seeks to prevent minors from gaining access to
12 explicit sexual materials or obtaining Internet connectivity
13 for those computers from an Internet service provider that
14 provides filter services to limit access to explicit sexual
15 materials. The publicly-supported library must maintain a
16 copy of the policy. Within 6 months after the effective date
17 of this Act, each publicly-supported library shall file a
18 copy of the policy with the State Librarian. Upon the
19 modification of its policy, a publicly-supported library
20 shall file the modified policy with the State Librarian
21 within 30 days after its adoption. Upon request, the
22 publicly-supported library must make available a copy of the
23 policy for inspection by members of the general public. The
24 State Librarian shall prescribe a method for filing and
25 indexing these policies and shall adopt any rules necessary
26 to implement this Act.

27 Section 15. Noncompliance. Notwithstanding any other
28 law to the contrary, a publicly-supported library that fails
29 to comply with Section 10 of this Act is not eligible to
30 apply for any State grant moneys made available under the
31 Illinois Library System Act or any other Illinois law.

1 Section 20. Immunity. A publicly-supported library that
2 complies with Section 10 of this Act is immune from any
3 criminal liability arising from access by a minor to explicit
4 sexual materials through the use of a public access computer
5 owned or controlled by the publicly-supported library."