State of Arkansas 1 As Engrossed: H2/24/99 A Bill 2 82nd General Assembly 3 Regular Session, 1999 HOUSE BILL 1400 4 5 By: Representatives Wilkins, House, Buchanan, Minton, Bennett, Bledsoe, Hunt, Seawel, Haak, C. Johnson, Morris 6 7 8 For An Act To Be Entitled 9 "AN ACT TO ESTABLISH AN INTERNET USE POLICY FOR 10 SCHOOLS AND LIBRARIES; AND FOR OTHER PURPOSES." 11 12 **Subtitle** 13 "AN ACT TO ESTABLISH AN INTERNET USE 14 15 POLICY FOR SCHOOLS AND LIBRARIES; AND FOR 16 OTHER PURPOSES. " 17 18 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code 6-21-107 is amended to read as follows: 21 22 "6-21-107. Official computer use policy. (a) The board of directors of each school district in this state shall 23 24 develop and adopt a written policy concerning student and staff use of computers owned by the district in accessing the Internet. The written policy 25 shall state that a system to prevent computer users from accessing 'material 26 harmful to minors' as defined in § 5-68-501 shall be established and 27 maintained for all public access computers in the school district. The policy 28 29 shall be implemented by August 1, 1999. (b) If such The written policy includes shall include provisions for 30 31 administration of punishment of students for violations of the policy with stiffer penalties for repeat offenders, and the same shall be incorporated 32 into the district's written student discipline policy. 33 (c) Students shall sign a computer use agreement form outlining proper 34 35 and improper use of public access computers prior to being allowed to access 36 such computer equipment.

\*LDH248\*

36

1	(d) For purposes of this section:
2	(1) 'Harmful to minors' has the same meaning as prescribed in
3	§ 5-68-501; and
4	(2) 'Public access computer' means a computer that:
5	(A) Is located in a public school or public library;
6	(B) Is accessible by a minor; and
7	(C) Is connected to any computer communication system such
8	as, but not limited to, what is commonly known as the Internet."
9	
10	SECTION 2. Title 13, Chapter 2, Subchapter 1 of the Arkansas Code is
11	amended to add the following section to be appropriately numbered by the
12	Arkansas Code Revision Commission:
13	" $\underline{\hspace{0.1cm}}$ (a) The board of directors of each library operated as an entity of
14	the state or any city, county, or other political subdivision of the state
15	with one or more public access computers shall develop, adopt, and implement
16	by August 1, 1999, a written policy that:
17	(1) Establishes and maintains a system to prevent minors from
18	gaining computer access to materials harmful to minors as defined in § 5-68-
19	<u>501;</u>
20	(2) Provides for suspending the privilege of a minor from using
21	the public access computers for violation of the policy and revoking such
22	privilege for repeat offenders; and
23	(3) Requires all users to sign a computer use agreement form
24	outlining proper and improper use of public access computers prior to their
25	being allowed to access such computer equipment.
26	(b) For purposes of this section, 'public access computer' means a
27	<pre>computer that:</pre>
28	(1) Is located in a public school or public library;
29	(2) Is accessible by a minor; and
30	(3) Is connected to any computer communication system such as,
31	but not limited to, what is commonly known as the Internet."
32	
33	SECTION 3. All provisions of this act of a general and permanent nature
34	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
35	Revision Commission shall incorporate the same in the Code.

SECTION 4. If any provision of this act or the application thereof to
any person or circumstance is held invalid, such invalidity shall not affect
other provisions or applications of the act which can be given effect without
the invalid provision or application, and to this end the provisions of this
act are declared to be severable.
SECTION 5. All laws and parts of laws in conflict with this act are
hereby repeal ed.
SECTION 6. EMERGENCY CLAUSE. It is hereby found and determined by the
Eighty-second General Assembly that the establishment of such policies; and
that until this act goes into effect, minors will not be afforded the
protection which will result from this act. Therefore, an emergency is
declared to exist and this act being immediately necessary for the
preservation of the public peace, health and safety shall become effective on
the date of its approval by the Governor. If the bill is neither approved no
vetoed by the Governor, it shall become effective on the expiration of the
period of time during which the Governor may veto the bill. If the bill is
vetoed by the Governor and the veto is overridden, it shall become effective

/s/ Wilkins, et al

on the date the last house overrides the veto.