

1-1 By: West, et al. (Senate Sponsor - Duncan) H.B. No. 854
1-2 (In the Senate - Received from the House April 2, 2003;
1-3 April 7, 2003, read first time and referred to Committee on
1-4 Education; May 2, 2003, reported favorably, as amended, by the
1-5 following vote: Yeas 9, Nays 0; May 2, 2003, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Zaffirini

1-7 Amend H.B. No. 854 (House Engrossed Version) as follows:
1-8 On page 1, line 37, between "policy" and the period, insert
1-9 "under this section or under the federal Children's Internet
1-10 "Protection Act (Pub. L. 106-554)".

1-11 A BILL TO BE ENTITLED
1-12 AN ACT

1-13 relating to the eligibility of public schools and libraries for
1-14 certain funds.

1-15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-16 SECTION 1. Chapter 32, Education Code, is amended by adding
1-17 Subchapter D to read as follows:

1-18 SUBCHAPTER D. INTERNET ACCESS

1-19 Sec. 32.151. DEFINITIONS. In this subchapter:

1-20 (1) "Internet safety policy" means a policy that
1-21 addresses:

1-22 (A) measures designed to restrict access by
1-23 minors to obscene material on the Internet;

1-24 (B) the safety and security of minors when using
1-25 electronic mail, chat rooms, and other forms of direct electronic
1-26 communications;

1-27 (C) unauthorized access and other unlawful
1-28 activities by minors on-line; and

1-29 (D) unauthorized disclosure, use, and
1-30 dissemination of personal identification information regarding
1-31 minors.

1-32 (2) "Obscene" has the meaning assigned by Section
1-33 43.21, Penal Code.

1-34 Sec. 32.152. LIMITATION ON CERTAIN FUNDS. A public school
1-35 that provides a computer used to access the Internet is not eligible
1-36 for a loan or grant under Subchapter C, Chapter 57, Utilities Code,
1-37 unless the school adopts and implements an Internet safety policy.

1-38 SECTION 2. Subchapter I, Chapter 441, Government Code, is
1-39 amended by adding Section 441.1385 to read as follows:

1-40 Sec. 441.1385. LIMITATION ON CERTAIN FUNDS. (a) In this
1-41 section:

1-42 (1) "Internet safety policy" means a policy that
1-43 addresses:

1-44 (A) measures designed to restrict access by
1-45 minors to obscene material on the Internet;

1-46 (B) the safety and security of minors when using
1-47 electronic mail, chat rooms, and other forms of direct electronic
1-48 communications;

1-49 (C) unauthorized access and other unlawful
1-50 activities by minors on-line; and

1-51 (D) unauthorized disclosure, use, and
1-52 dissemination of personal identification information regarding
1-53 minors.

1-54 (2) "Obscene" has the meaning assigned by Section
1-55 43.21, Penal Code.

1-56 (b) A public library that provides a computer with Internet
1-57 access to the public is not eligible for a loan or grant under
1-58 Subchapter C, Chapter 57, Utilities Code, unless the public library
1-59 adopts and implements an Internet safety policy.

1-60 SECTION 3. This Act takes effect September 1, 2003.

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