



House of Representatives *State of Utah*

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February 6, 2007

Mr. Speaker:

The Education Committee reports a favorable recommendation on **H.B. 100**, ACCESSING PORNOGRAPHY ON SCHOOL PROPERTY, by Representative D. Bowman, with the following amendments:

1. *Page 4, Lines 90 through 95:*

- 90 (2) Except as provided in Subsection (3), a person ~~{, including a minor,}~~ is
guilty of
91 accessing pornographic or indecent material on school property when the person willfully
or
92 knowingly creates, views, ~~{listens to,}~~ or otherwise gains access to pornographic or
indecent
93 material while present on school property , under circumstances not amounting to an
attempted or actual violation of:
(a) distributing pornographic material as specified in Section 76-10-1204;
(b) inducing acceptance of pornographic material as specified in Section 76-10-
1205;
(c) dealing in material harmful to a minor as specified in Section 76-10-1206; or
(d) indecent public displays as specified in Section 76-10-1228 .
94 (3) This section does not apply to school or law enforcement personnel when the
95 access to pornographic or indecent material on school property is limited to:

2. *Page 4, Line 98:*

- 98 (4) Each separate offense under this section is :
(a) a class A misdemeanor if the person is 18 years of age or older; and
(b) a class B misdemeanor if the person is under 18 years of age .

Respectfully,

Gregory H. Hughes
Committee Chair

Voting: 10-0-5

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Action Class



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