

***Effective 5/9/2017***

***Superseded 5/3/2023***

**9-7-215 Internet and online access policy required.**

- (1) As used in this section:
  - (a) "Child pornography" is as defined in Section 76-5b-103.
  - (b) "Harmful to minors" is as defined in Section 76-10-1201.
  - (c) "Obscene" is as defined in 20 U.S.C. Sec. 9101.
  - (d) "Technology protection measure" means a technology that blocks or filters Internet access to visual depictions.
- (2) State funds may not be provided to any public library that provides public access to the Internet unless the library:
  - (a)
    - (i) has in place a policy of Internet safety for minors, including the operation of a technology protection measure:
      - (A) with respect to any computer or other device while connected to the Internet through a network provided by the library, including a wireless network; and
      - (B) that protects against access to visual depictions that are:
        - (I) child pornography;
        - (II) harmful to minors; or
        - (III) obscene; and
    - (ii) is enforcing the operation of the technology protection measure described in Subsection (2)(a)(i) during any use by a minor of a computer or other device that is connected to the Internet through a network provided by the library, including a wireless network; and
  - (b)
    - (i) has in place a policy of Internet safety, including the operation of a technology protection measure:
      - (A) with respect to any computer or other device while connected to the Internet through a network provided by the library, including a wireless network; and
      - (B) that protects against access to visual depictions that are:
        - (I) child pornography; or
        - (II) obscene; and
    - (ii) is enforcing the operation of the technology protection measure described in Subsection (2)(b)(i) during any use of a computer or other device that is connected to the Internet through a network provided by the library, including a wireless network.
- (3) This section does not prohibit a public library from limiting Internet access or otherwise protecting against materials other than the materials specified in this section.
- (4) An administrator, supervisor, or other representative of a public library may disable a technology protection measure described in Subsection (2):
  - (a) at the request of a library patron who is not a minor; and
  - (b) to enable access for research or other lawful purposes.