

1                                   **ONLINE ACCESS AT PUBLIC LIBRARIES**

2                                                           2000 GENERAL SESSION

3                                                           STATE OF UTAH

4                                                           **Sponsor: Marlon O. Snow**

5 AN ACT RELATING TO THE STATE LIBRARY DIVISION; PLACING CERTAIN  
6 RESTRICTIONS ON STATE FUNDING OF PUBLIC LIBRARIES; GRANTING  
7 RULEMAKING AUTHORITY TO THE LIBRARY DIVISION; MAKING TECHNICAL  
8 CHANGES; AND PROVIDING AN EFFECTIVE DATE.

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11           **9-7-213**, as renumbered and amended by Chapter 241, Laws of Utah 1992

12 ENACTS:

13           **9-7-215**, Utah Code Annotated 1953

14 *Be it enacted by the Legislature of the state of Utah:*

15           Section 1. Section **9-7-213** is amended to read:

16           **9-7-213. Rulemaking.**

17           The division may make rules in accordance with Title 63, Chapter 46a, Utah  
18 Administrative Rulemaking Act, necessary to implement and administer the provisions of this  
19 chapter including:

20           (1) standards which must be met by libraries to obtain and retain a designation as a  
21 depository library;

22           (2) the method by which grants are made to individual libraries, but not including  
23 appropriations made directly to any other agency or institution; [~~and~~]

24           (3) standards for the certification of public librarians[-]; and

25           (4) standards for the public library online access policy required in Section 9-7-215.

26           Section 2. Section **9-7-215** is enacted to read:

27           **9-7-215. Internet and online access policy required.**

28           No state funds shall be provided to any public library that offers use of the Internet or an  
29 online service to the public unless the library ~~h~~ **[has adopted]** **ADOPTS AND ENFORCES** ~~h~~ a policy  
29a to restrict access by minors to  
30 Internet or online sites that contain obscene material.

31           Section 3. **Effective date.**

32           This act takes effect on July 1, 2001.

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**Legislative Review Note**  
**as of 1-24-00 2:31 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**