

1 **CHILD PROTECTION REGISTRY**

2 **AMENDMENTS**

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Mike Dmitrich**

6 House Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill amends the Child Protection Registry.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ exempts a person from meeting the requirements of Title 13, Chapter 39, Child
14 Protection Registry, if that person sells tobacco products in compliance with Section
15 76-10-105.1.

16 **Monies Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **13-39-202**, as enacted by Chapter 338, Laws of Utah 2004

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

25 Section 1. Section **13-39-202** is amended to read:

26 **13-39-202. Prohibition of sending certain materials to a registered contact point.**

27 (1) A person may not send, cause to be sent, or conspire with a third party to send a



28 communication to a contact point or domain that has been registered for more than 30 calendar
29 days with the division under Section 13-39-201 if the communication:

30 (a) advertises a product or service that a minor is prohibited by law from purchasing; or

31 (b) contains or advertises material that is harmful to minors, as defined in Section

32 76-10-1201.

33 (2) The consent of a minor is not a defense to a violation of this section.

34 (3) An Internet service provider does not violate this section for solely transmitting a
35 message across the network of the Internet service provider.

36 (4) Subsection (1) does not apply to a person who complies with Section 76-10-105.1.

Legislative Review Note

as of 1-30-06 10:59 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number SB0206

Child Protection Registry Amendments

01-Feb-06

11:47 AM

State Impact

No fiscal impact based on zero collections so far.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst