

AN ACT

ENTITLED, An Act to restrict access by minors to obscene materials on certain public access computers and to limit liability for certain related actions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. Any public school that provides a public access computer shall do one or both of the following:

- (1) Equip the computer with software that will limit minor's ability to gain access to obscene materials or purchase internet connectivity from an internet service provider that provides filter services to limit access to obscene materials;
- (2) Develop and implement by January 1, 2001, a local policy that establishes measures to restrict minors from computer access to obscene materials.

Section 2. Any public library that provides a public access computer shall develop and implement, by January 1, 2001, a local policy that establishes measures to restrict minors from computer access to obscene materials.

Section 3. Any public school that complies with section 1 of this Act or any public library that complies with section 2 of this Act may not be held liable for any damages that may arise from a minor gaining access to obscene materials through the use of a public access computer that is owned or controlled by the public school or public library.

Section 4. For the purposes of this Act, obscene material is defined pursuant to subdivision 22-24-27(11).

Section 5. For the purposes of this Act, a public access computer is any computer that is located in a public school or public library.

An Act to restrict access by minors to obscene materials on certain public access computers and to limit liability for certain related actions.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1186

\_\_\_\_\_  
Chief Clerk

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\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1186  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

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Received at this Executive Office this \_\_\_\_\_ day of \_\_\_\_\_ ,

19\_\_\_\_ at \_\_\_\_\_ M.

By \_\_\_\_\_  
for the Governor

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The attached Act is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_ , A.D., 19\_\_\_\_

\_\_\_\_\_  
Governor

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STATE OF SOUTH DAKOTA,  
ss.

Office of the Secretary of State

Filed \_\_\_\_\_ , 19\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State