



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB0558

Introduced 1/27/2005, by Rep. Paul D. Froehlich

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.40 new
105 ILCS 5/34-18.32 new
30 ILCS 805/8.29 new

Amends the School Code. Provides that a school board must require each school that maintains any of grades kindergarten through 8 that has a student access computer to either (i) equip the computer with software that seeks to prevent minors from gaining access to explicit sexual materials or (ii) obtain Internet connectivity from an Internet service provider that provides filter services to limit access to explicit sexual materials. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB094 06872 NHT 36979 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

1 AN ACT concerning schools.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by adding Sections
5 10-20.40 and 34-18.32 as follows:

6 (105 ILCS 5/10-20.40 new)

7 Sec. 10-20.40. Computer access by students; explicit
8 sexual materials.

9 (a) In this Section:

10 "Explicit sexual materials" means those materials that are
11 obscene as defined in Section 11-20 of the Criminal Code of
12 1961, child pornography as defined in Section 11-20.1 of the
13 Criminal Code of 1961, or materials harmful to minors as
14 defined in Section 11-21 of the Criminal Code of 1961.

15 "Student access computer" means a computer that is located
16 in a school that maintains any of grades kindergarten through
17 8, is connected to any computer communication system, and is
18 accessible to students.

19 (b) The school board of a district, other than a high
20 school district, shall require each school that maintains any
21 of grades kindergarten through 8 that has a student access
22 computer to either (i) equip the computer with software that
23 seeks to prevent minors from gaining access to explicit sexual
24 materials or (ii) obtain Internet connectivity from an Internet
25 service provider that provides filter services to limit access
26 to explicit sexual materials.

27 (c) This Section shall not be construed to exclude any
28 adult from having unfiltered access to the Internet or an
29 online service.

30 (105 ILCS 5/34-18.32 new)

31 Sec. 34-18.32. Computer access by students; explicit

1 sexual materials.

2 (a) In this Section:

3 "Explicit sexual materials" means those materials that are
4 obscene as defined in Section 11-20 of the Criminal Code of
5 1961, child pornography as defined in Section 11-20.1 of the
6 Criminal Code of 1961, or materials harmful to minors as
7 defined in Section 11-21 of the Criminal Code of 1961.

8 "Student access computer" means a computer that is located
9 in a school that maintains any of grades kindergarten through
10 8, is connected to any computer communication system, and is
11 accessible to students.

12 (b) The board shall require each school that maintains any
13 of grades kindergarten through 8 that has a student access
14 computer to either (i) equip the computer with software that
15 seeks to prevent minors from gaining access to explicit sexual
16 materials or (ii) obtain Internet connectivity from an Internet
17 service provider that provides filter services to limit access
18 to explicit sexual materials.

19 (c) This Section shall not be construed to exclude any
20 adult from having unfiltered access to the Internet or an
21 online service.

22 Section 90. The State Mandates Act is amended by adding
23 Section 8.29 as follows:

24 (30 ILCS 805/8.29 new)

25 Sec. 8.29. Exempt mandate. Notwithstanding Sections 6 and 8
26 of this Act, no reimbursement by the State is required for the
27 implementation of any mandate created by this amendatory Act of
28 the 94th General Assembly.

29 Section 99. Effective date. This Act takes effect upon
30 becoming law.