

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 2151

By: Perry

AS INTRODUCED

An Act relating to crimes and punishments; amending Section 2, Chapter 7, O.S.L. 1992, as amended by Section 2, Chapter 66, O.S.L. 1995 (21 O.S. Supp. 1996, Section 1040.76), which relates to materials harmful to minors; requiring certain persons to either remove or block materials in computers or computer systems which are harmful to minors; expanding the list of those prohibited from doing certain acts; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 2, Chapter 7, O.S.L. 1992, as amended by Section 2, Chapter 66, O.S.L. 1995 (21 O.S. Supp. 1996, Section 1040.76), is amended to read as follows:

Section 1040.76 A. No person, including but not limited to any persons having custody, control or supervision of any commercial establishment, public library, or any other public or private entity or establishment, shall knowingly:

1. Display material which is harmful to minors in such a way that minors, as a part of the invited general public, will be exposed to view such material. Provided, however, a person shall be

deemed not to have "displayed" material harmful to minors if the material is kept behind devices commonly known as "blinder racks" so that the lower two-thirds (2/3) of the material is not exposed to view;

2. Sell, furnish, present, distribute, allow to view, or otherwise disseminate to a minor, with or without consideration, any material which is harmful to minors; ~~or~~

3. Present to a minor or participate in presenting to a minor, with or without consideration, any performance which is harmful to a minor; or

4. Allow a computer with material harmful to minors to be viewed by any minor without first removing or blocking material harmful to minors.

B. Any such person specified in subsection A of this section shall either:

1. Remove from the computers and computer systems located in such establishment or entity all materials harmful to minors if such is available to be accessed by a minor; or

2. Take all reasonable actions to block access to materials harmful to minors via computers and computer systems if such is available to be accessed by a minor.

SECTION 2. This act shall become effective November 1, 1997.

46-1-5592

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