

H.B. 4191

A bill to amend 1982 PA 455, entitled
"The library privacy act,"
by amending section 2 (MCL 397.602), as amended by 1998 PA 7, and
by adding section 6.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. As used in this act:

2 (A) "INTERNET" MEANS A MATRIX OF NETWORKS THAT CONNECTS COM-
3 PUTERS AROUND THE WORLD.

4 (B) ~~(a)~~ "Library" includes a library that is established
5 by the state; a county, city, township, village, school district,
6 or other local unit of government or authority or combination of
7 local units of governments and authorities; a community college
8 district; a college or university; or any private library open to
9 the public.

1 (C) ~~(b)~~ "Library record" means a document, record, or
2 other method of storing information retained by a library that
3 contains information that personally identifies a library patron,
4 including the patron's name, address, or telephone number, or
5 that identifies a person as having requested or obtained specific
6 materials from a library. Library record does not include noni-
7 dentifying material that may be retained for the purpose of
8 studying or evaluating the circulation of library materials in
9 general.

10 SEC. 6. IF A LIBRARY OFFERS INTERNET ACCESS SERVICES TO THE
11 PUBLIC, THE GOVERNING BODY OF THAT LIBRARY MAY AUTHORIZE OR MAY
12 REQUIRE THAT THE LIBRARY RESTRICT ACCESS TO MINORS BY PROVIDING
13 THE INTERNET ACCESS SERVICES IN THE FOLLOWING MANNER:

14 (A) BY MAKING AVAILABLE, TO PERSONS OF ANY AGE, 1 OR MORE
15 INTERNET ACCESS COMPUTER TERMINALS THAT ARE RESTRICTED FROM
16 RECEIVING OBSCENE OR PORNOGRAPHIC MATERIAL.

17 (B) BY RESERVING, TO PERSONS 18 YEARS OF AGE OR OLDER OR TO
18 PERSONS UNDER 18 YEARS OF AGE THAT ARE ACCOMPANIED BY THAT
19 PERSON'S PARENT OR GUARDIAN, 1 OR MORE INTERNET ACCESS COMPUTER
20 TERMINALS THAT ARE NOT RESTRICTED FROM RECEIVING ANY MATERIAL.