

SESSION OF 2006

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2581**

As Amended by the House  
Committee of the Whole

**Brief\***

HB 2581 would require that regional public library districts base the certified property tax levies relative to their budgets on the preliminary abstract of property values submitted to the Property Valuation Division (PVD) pursuant to KSA 79-1604.

The bill also would enact the Children's Internet Protection Act (CIPA), which would require public libraries, once adequate funding has been provided by the state, to use Internet filtering technology for computers used by minors, unless parents or guardians have provided written consent for Internet access absent the use of such filtering technology. Public libraries also would be prohibited from checking out videos or other visual media to persons who would not be permitted to view such material under the voluntary movie rating system of the Motion Picture Association of America; or persons unaccompanied by parents or guardians who would not be permitted to view such material while similarly unaccompanied under the voluntary movie rating system. Additional language would clarify that the provisions of the bill could not be construed to prohibit adults from having unfiltered Internet access in public libraries; or to prohibit the regulation of obscenities by municipalities. The bill also contains a severability clause.

Libraries would be required to certify to the State Librarian prior to receiving aid for calendar year 2007 pursuant to the State Grants-in-Aid to Libraries Act (SGIALA) that they are undertaking action to comply with the provisions of CIPA. Libraries seeking SGIALA aid for calendar year 2008 and thereafter would be required to certify full compliance with the CIPA provisions.

Finally, new section 3 provides that libraries would not be required to comply with CIPA provisions until the state has appropriated sufficient funds to pay for Internet filtering technology.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

## **Background**

Under current law, the levies are based on the certified "final" abstract of property values compiled by PVD. Proponents, who included Rep. Vickrey and several county clerks, said that multijurisdictional regional library systems could set levies in a more timely fashion by utilizing the preliminary valuation abstract.

The original bill was not anticipated to have a state fiscal impact. The House Committee of the Whole amended the bill to add the CIPA provisions. The cost to the state of funding adequate Internet filtering technology for public libraries to implement the CIPA provisions is unknown at this time.