

Amendment No. 2 to HB2454

White
Signature of Sponsor

AMEND Senate Bill No. 2292*

House Bill No. 2454

by deleting Section 3 and substituting:

SECTION 3. Tennessee Code Annotated, Section 49-1-221, is amended by adding the following as a new subsection:

(c)

(1) A provider of digital or online resources, with which an LEA or a state agency contracts for the provision of digital or online materials created and marketed for kindergarten through grade twelve (K-12) school use, shall:

(A) Verify that the digital or online materials do not violate § 39-17-902;

(B) Filter, block, or otherwise prevent access to pornography or obscenity through one's use of the digital or online materials;

(C) Verify, in writing, that the provider's technology prevents a user from sending, receiving, viewing, or downloading materials that are harmful to minors, as defined in § 39-17-901; and

(D) Remove, upon the contracting LEA's or state agency's request, access to digital or online materials for ages or audiences for which the contracting LEA or state agency has determined the material to be age- or audience-inappropriate. A provider must remove access to digital or online materials described in this subdivision (c)(1)(D) within one (1) business day of the provider's receipt of the contracting LEA's or state

agency's request, unless the deadline for removal is extended by mutual consent of the contracting parties.

(2) An LEA or a state agency that contracts for the provision of digital or online materials created and marketed for kindergarten through grade twelve (K-12) school use shall adopt and implement a policy that:

(A) Allows a person to file a complaint with the respective LEA or state agency concerning an alleged violation of subdivision (c)(1); and

(B) Requires the LEA or state agency to review a complaint as described in subdivision (c)(2)(A) to determine if action is necessary.

(3) This subsection (c) does not apply to medical resources or archival collections.