

SENATE CHAMBER  
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

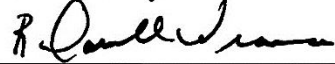
No. 1

COMMITTEE AMENDMENT

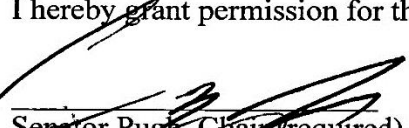
(Date)

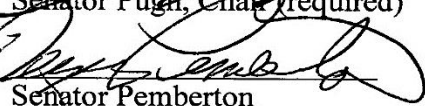
I move to amend House Bill No. 3702, by substituting the attached floor substitute (Request #3821) for the title, enacting clause and entire body of the measure.


Submitted by:


  
\_\_\_\_\_  
Senator Weaver

I hereby grant permission for the floor substitute to be adopted.

  
\_\_\_\_\_  
Senator Pugh, Chair (required)

  
\_\_\_\_\_  
Senator Pemberton

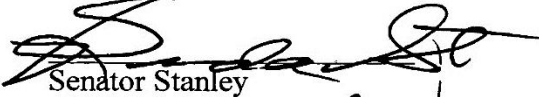
  
\_\_\_\_\_  
Senator Merrick

  
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Senator Newhouse

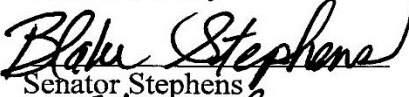
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Senator Dahm

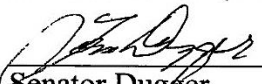
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Senator Quinn

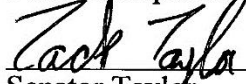
\_\_\_\_\_  
Senator Dossett (J.J.)

  
\_\_\_\_\_  
Senator Stanley

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Senator Dossett (J.A.)

  
\_\_\_\_\_  
Senator Stephens

  
\_\_\_\_\_  
Senator Dugger

  
\_\_\_\_\_  
Senator Taylor

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Senator Hicks

\_\_\_\_\_  
Senator Treat, President Pro Tempore

\_\_\_\_\_  
Senator McCortney, Majority Floor Leader

Note: Education committee majority requires seven (7) members' signatures.

Weaver-EB-FS-HB3702  
4/13/2022 11:15 AM

(Floor Amendments Only) Date and Time Filed: 4-18-22 2:30 P.m JM

Untimely       Amendment Cycle Extended       Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 FLOOR SUBSTITUTE  
4 FOR ENGROSSED

5 HOUSE BILL NO. 3702

By: Russ of the House

and

Weaver of the Senate

7  
8 FLOOR SUBSTITUTE

9 An Act relating to schools; providing for digital or  
10 online library database resources to be offered to  
11 certain students under certain conditions; requiring  
12 safety policies and technology protection measures  
13 for resources; directing withholding of payments to  
14 noncompliant vendor; providing for breach of contract  
15 based on noncompliance; requiring submission of  
16 certain annual report; prohibiting certain employees  
17 from being exempt from prosecution for willful  
18 violations of certain indecent exposure law;  
19 providing for codification; and providing an  
20 effective date.

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

22 SECTION 1. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 11-201 of Title 70, unless there  
24 is created a duplication in numbering, reads as follows:

A. A school district, charter school, virtual charter school,  
state agency, public library, or university may offer digital or  
online library database resources to students in kindergarten  
through twelfth grade only if the vendor, person, or entity

1 providing the resources verifies that all the resources comply with  
2 the provisions of subsection B of this section.

3 B. Digital or online library database resources offered by  
4 school districts, charter schools, virtual charter schools, state  
5 agencies, public libraries, or universities to students in  
6 kindergarten through twelfth grade shall have safety policies and  
7 technology protection measures that:

8 1. Prohibit and prevent a user of the resource from sending,  
9 receiving, viewing, or downloading materials that are child  
10 pornography or obscene materials, as defined in Section 1024.1 of  
11 Title 21 of the Oklahoma Statutes, or materials that depict child  
12 sexual exploitation, as defined in Section 843.5 of Title 21 of the  
13 Oklahoma Statutes; and

14 2. Filter or block access to child pornography or obscene  
15 materials, as defined in Section 1024.1 of Title 21 of the Oklahoma  
16 Statutes, or materials that depict child sexual exploitation, as  
17 defined in Section 843.5 of Title 21 of the Oklahoma Statutes.

18 C. Notwithstanding any contract provision to the contrary, if a  
19 provider of digital or online library resources fails to comply with  
20 the requirements of subsection B of this section, the school  
21 district, public charter school, state agency, public library, or  
22 university shall withhold further payments, if any, to the provider  
23 pending verification of compliance.

24

1 D. If a provider of digital or online library database  
2 resources fails to timely verify that the provider is in compliance  
3 with the safety policies and requirements of subsection B of this  
4 section, the school district, public charter school, state agency,  
5 public library, or university shall consider the provider's act of  
6 noncompliance a breach of contract.

7 E. No later than December 1 of each year, libraries shall  
8 submit to the Speaker of the House of Representatives and President  
9 Pro Tempore of the Senate, an aggregate written report on any issues  
10 related to provider compliance with technology protection measures  
11 required by subsection B of this section.

12 F. Employees of school districts, charter schools, virtual  
13 charter schools, state agencies, public libraries, and universities  
14 shall not be exempt from prosecution for willful violations of state  
15 law prohibiting indecent exposure to obscene material or child  
16 pornography as provided in Section 1021 of Title 21 of the Oklahoma  
17 Statutes.

18 SECTION 2. This act shall become effective November 1, 2022.

19  
20 58-2-3821 EB 4/18/2022 3:23:32 PM