

PUBLIC CHAPTER NO. 989**SENATE BILL NO. 3702****By Haynes, Raymond Finney, Marrero, Burks****Substituted for: House Bill No. 3051****By Winningham, Cooper, Fincher, Hardaway, Maddox**

AN ACT to amend Tennessee Code Annotated, Title 49, relative to internet use in public and private schools.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 1, Part 2, is amended by adding the following language as a new, appropriately designated section:

§ 49-1-221.

(a)(1) Every two (2) years, each director of schools shall file with the Commissioner of Education an acceptable use policy, approved by the local school board, for the international network of computer systems commonly known as the Internet. At a minimum, the policy shall contain provisions that:

(A) Are designed to prohibit certain inappropriate use by school district employees and students of the school district's computer via the Internet;

(B) Seek to prevent access by students to material that the school district deems to be harmful to juveniles;

(C) Select a technology for the school district's computers having Internet access to filter or block Internet access through such computers to child pornography and obscenity;

(D) Establish appropriate measures to be taken against persons who violate the policy;

(E) Include a component on Internet safety for students that is integrated in a school district's instructional program; and

(F) Encourage that communications with parents which raise awareness about Internet safety are made

using existing avenues of communication, such as parent-teacher conferences.

(2) The policy may include such other terms, conditions, and requirements as deemed appropriate, such as requiring written parental authorization for Internet use by juveniles or differentiating acceptable uses among elementary, middle and high school students.

(b) The director of schools shall take such steps as appropriate to implement and enforce the school district's policy.

(c) On or before December 1, 2008, and biennially thereafter, the Commissioner of Education shall submit a report to the chairmen of the Education Committees of the Senate and the House of Representatives which summarizes the acceptable use policies filed with the commissioner pursuant to this section and the status thereof.

(d) In addition to the foregoing requirements regarding public school Internet use policies, the principal or other chief administrator of all category 1-3, non-public schools, approved by the Department of Education shall select a technology for such school's computers having Internet access to filter or block Internet access through such computers to child pornography.

(e) The Commissioner of Education shall issue guidelines to school districts regarding instructional programs related to Internet safety. Within forty-five (45) days of the effective date of this act, the commissioner shall issue a memorandum advising school districts of the provisions of this section and encourage cooperation with local law enforcement agencies in its implementation.

(f) The attorney general shall work with the Department of Education to assist local school districts in developing their own methods for teaching Internet safety to elementary and secondary students, as well as parents, which are within the guidelines established by the Department of Education.

(g) The attorney general shall also work with the Department of Education to establish best practices for teaching Internet safety and make those best practices and other resources, including sample curricula on Internet safety, available to public and private schools throughout Tennessee.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 6, 2008


RON RAMSEY
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 21st day of May 2008


PHIL BREDESEN, GOVERNOR