

SENATE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 391
by Senator Mizell

1 AMENDMENT NO. 1

2 On page 1, line 2, after "enact" delete "R.S. 39:15.3(F)" and insert "R.S. 39:249"

3 AMENDMENT NO. 2

4 On page 1, line 3, delete "Department of Civil Service" and insert "division of
5 administration"

6 AMENDMENT NO. 3

7 On page 1, line 4 after, "by" and before "state" insert "certain"

8 AMENDMENT NO. 4

9 On page 1, line 9, delete "39:15.3(F)" and insert "39:249"

10 AMENDMENT NO. 5

11 On page 2, line 9, delete "**Subsection F of this Section**" and insert "**R.S. 39:249**"

12 AMENDMENT NO. 6

13 On page 2, delete lines 11 through 29 and insert the following:

14 **"§249. Prohibition of pornography on state computers**

15 **A.(1) The division of administration shall adopt policies regarding the**
 16 **acceptable use by state employees who use state owned or state leased**
 17 **computers to access the internet and online sites that contain harmful material**
 18 **which is reasonably believed to be sexually explicit, pornographic, or sexually**
 19 **harassing and, therefore, reasonably believed to create a hostile work**
 20 **environment as prohibited by Title VII of the Civil Rights Act of 1964, 42 U.S.C.**
 21 **2000e, et seq.**

22 **(2) The provisions of this Section shall apply to the state-owned or state-**
 23 **leased computers which are in the care, custody, or control of the division of**
 24 **administration or in the care, custody, or control of any other state agency**
 25 **which is subject to the provisions of R.S. 39:15.3.**

26 **B. In conjunction with any policy adopted pursuant to the provisions of**
 27 **this Section, the division of administration, through the office of technology**
 28 **services, shall implement and utilize computer-related technology or internet**
 29 **service provider technology designed to block access or exposure to any harmful**
 30 **materials as specified in Subsection A of this Section.**

31 **C. The provisions of this Section shall not prohibit an authorized**
 32 **employee from having unfiltered or unrestricted access to the internet or an**
 33 **online service for legitimate scientific purposes, educational purposes, or law**
 34 **enforcement purposes as determined and approved by the employee's agency**
 35 **and in compliance with the policies adopted pursuant to this Section.**

36 **D. The provisions of this Section are not intended to prohibit any state**
 37 **employee from having unfiltered or unrestricted access to the internet or any**
 38 **online service on a computer or device that is not owned or leased by the state,**
 39 **so long as the employee does not use the computer or device to access any**
 40 **harmful material, as specified in Subsection A of this Section, while the**
 41 **employee is in the course and scope of his state employment."**

- 1 AMENDMENT NO. 7
- 2 On page 3, delete lines 1 through 5