

Bill Summary
1st Session of the 59th Legislature

Bill No.:	SB 397
Version:	INT
Request No.:	303
Author:	Sen. Hamilton
Date:	01/16/2023

Bill Analysis

SB 397 requires school districts, charter schools, and public libraries beginning July 1, 2023, to conduct an inventory of print and nonprint materials and media located in their libraries. The measure directs the materials and media to be given the designations of “elementary,” “junior high,” “under 16,” and “juniors and seniors” based on their content. It directs school districts and charter schools beginning July 1, 2024, to include only materials and media with certain designations in certain school libraries. The measure directs materials and media designated as “juniors and seniors” to be placed in a section of the library only accessible to librarians, teachers, and other school staff, and a student can only access the material or media with written consent from a parent or legal guardian. The bill directs public libraries beginning July 1, 2024, to place the materials and media designated “juniors and seniors” in a section of the library only accessible to staff, and such material and media are only accessible to an individual under the age of 18 with written consent from a parent or legal guardian. Beginning July 1, 2024, it prohibits school district and charter school libraries and public libraries from including content that the average person aged 18 or older applying contemporary community standards would find has a predominant tendency to appeal to a prurient interest in sex.

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