

REFERENCE TITLE: internet pornography; age verification

State of Arizona
House of Representatives
Fifty-sixth Legislature
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2024

HB 2656

Introduced by
Representatives Parker B: Heap, Jones, Kolodin, Marshall, McGarr,
Montenegro, Parker J, Pingerelli, Smith; Senators Hoffman, Wadsack

AN ACT

AMENDING TITLE 18, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 7; RELATING
TO INFORMATION TECHNOLOGY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 18, Arizona Revised Statutes, is amended by adding
3 chapter 7, to read:

4 CHAPTER 7
5 GOVERNMENT INFORMATION TECHNOLOGY USAGE
6 ARTICLE 1. GENERAL PROVISIONS

7 18-701. Internet access; pornography; age verification;
8 blacklists; civil liability; definitions

9 A. A COMMERCIAL ENTITY THAT INTENTIONALLY OR KNOWINGLY PUBLISHES OR
10 DISTRIBUTES PORNOGRAPHY ON THE INTERNET FROM A PORNOGRAPHIC WEBSITE SHALL
11 VERIFY THAT ANY PERSON ATTEMPTING TO ACCESS THE PORNOGRAPHIC MATERIAL IS
12 AT LEAST EIGHTEEN YEARS OF AGE. THE COMMERCIAL ENTITY SHALL VERIFY A
13 PERSON'S AGE BY COMPARING THE INTERNET PROTOCOL ADDRESS OF THE PERSON
14 ATTEMPTING TO ACCESS THE PORNOGRAPHIC MATERIAL WITH THE BLACKLISTS
15 DESCRIBED IN SUBSECTION B OF THIS SECTION.

16 B. AN INTERNET USER WHO IS ALSO THE PARENT OR GUARDIAN OF A MINOR
17 CHILD HAS THE RIGHT TO SUBMIT A REQUEST TO THE USER'S INTERNET SERVICE
18 PROVIDER TO HAVE ONE OR MORE OF THE USER'S INTERNET PROTOCOL ADDRESSES
19 ADDED TO, OR REMOVED FROM, A BLACKLIST.

20 C. A COMMERCIAL ENTITY THAT VIOLATES THIS SECTION IS SUBJECT TO
21 CIVIL LIABILITY FOR DAMAGES RESULTING FROM A MINOR'S ACCESS TO
22 PORNOGRAPHIC MATERIAL, INCLUDING REASONABLE ATTORNEY FEES AND COSTS.

23 D. THIS SECTION DOES NOT IMPOSE AN OBLIGATION OR A LIABILITY ON A
24 USER OF AN INTERACTIVE COMPUTER SERVICE ON THE INTERNET.

25 E. FOR THE PURPOSES OF THIS SECTION:

26 1. "INTERACTIVE COMPUTER SERVICE" MEANS ANY INFORMATION SERVICE,
27 SYSTEM OR ACCESS SOFTWARE PROVIDER THAT PROVIDES OR ENABLES COMPUTER
28 ACCESS BY MULTIPLE USERS TO A COMPUTER SERVER, INCLUDING A SERVICE OR
29 SYSTEM THAT PROVIDES ACCESS TO THE INTERNET AND SYSTEMS OPERATED OR
30 SERVICES OFFERED BY LIBRARIES OR EDUCATIONAL INSTITUTIONS.

31 2. "INTERNET" HAS THE SAME MEANING PRESCRIBED IN SECTION 18-541.