

Author: Garcia, et al. Analyst: Rachel Coco Bill Number: AB 546

Related Bills: See Prior Analysis Telephone: 845-4328 Amended Date: June 20, 2006

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: State Agency Computers/Unlawful To Knowingly Use State-Owned Or State-Leased Computers To Access, View, Download Or Otherwise Obtain Obscene Matter

- ANALYSIS NOT REQUIRED of this bill – Not within scope of responsibility of this department.
- TECHNICAL BILL – No program or fiscal changes to existing program.
- BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.
- TECHNICAL AMENDMENT – No change in previously submitted analysis required. Approved position of prior analysis is _____.
- MINOR AMENDMENT – No change in previously submitted analysis required. Approved position of prior analysis is _____.
- MINOR AMENDMENT – No change in approved position of Pending.
- See Comments below
- OTHER – See comments below.

COMMENTS:

This bill would make it unlawful to knowingly use a state-owned or state-leased computer to access, view, download, or otherwise obtain obscene matter.

The bill would not apply in instances where the obscene matter was obtained for use consistent with legitimate law enforcement, medical, scientific, academic, or legislative purposes or when necessary to permit a state agency to conduct an administrative disciplinary investigation.

The June 20, 2006, amendments specify that elected state or local officers, including any state or local appointee, employee, or consultant would be subject to this bill. The amendments also made minor changes to the instances in which the bill would be inapplicable.

These amendments would not affect the department’s programs or operations. The department’s analysis of the bill as introduced February 16, 2005, still applies.

Board Position:	Franchise Tax Board Staff	Date
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