

2010 SESSION

INTRODUCED

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HOUSE BILL NO. 1296

Offered January 21, 2010

A *BILL to amend and reenact § 18.2-383 of the Code of Virginia, relating to exception to obscenity law for colleges; limitations.*

Patrons—Pogge, Athey, Carrico, Cole, Gilbert, Hugo, Janis, Jones, Lingamfelter, Marshall, R.G., Oder and Ware, R.L.

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-383 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-383. Exceptions to application of article.

A. Nothing contained in this article shall be construed to apply to:

(1) The purchase, distribution, exhibition, or loan of any book, magazine, or other printed or manuscript material by any library, school, or public institution of higher learning education, supported by public appropriation;

(2) The purchase, distribution, exhibition, or loan of any work of art by any museum of fine arts, school, or public institution of higher learning education, supported by public appropriation; or

(3) The exhibition or performance of any play, drama, tableau, or motion picture by any theatre, museum of fine arts, school or public institution of higher learning education, supported by public appropriation.

B. Notwithstanding the provisions of subsection A, no public institution of higher education shall permit its facilities or any public moneys, including student activity fees, to be used for any of the exceptions contained in subsection A unless the board of visitors or other governing body of the public institution of higher education has approved each use in writing.

C. For purposes of this section, "public institution of higher education" means any of the state-supported institutions listed in § 23-9.5.

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