

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Title 2.1 a chapter numbered 52, consisting of*
3 *sections numbered 2.1-804 through 2.1-806, relating to government-owned computers; restrictions on*
4 *access to materials with sexually explicit content.*

5 [H 7]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**
8 **1. That the Code of Virginia is amended by adding in Title 2.1 a chapter numbered 52, consisting**
9 **of sections numbered 2.1-804 through 2.1-806 as follows:**

10 CHAPTER 52.

11 RESTRICTIONS ON STATE EMPLOYEE ACCESS
12 TO INFORMATION INFRASTRUCTURE.

13 § 2.1-804. Definitions.

14 *For the purpose of this chapter:*

15 *"Agency" means any agency, authority, board, department, division, commission, institution,*
16 *institution of higher education, bureau, or like governmental entity of the Commonwealth, except the*
17 *Department of State Police.*

18 *"Information infrastructure" means telecommunications, cable, and computer networks and includes*
19 *the Internet, the World Wide Web, Usenet, bulletin board systems, on-line systems, and telephone*
20 *networks.*

21 *"Sexually explicit content" means (i) any description of or (ii) any picture, photograph, drawing,*
22 *motion picture film, digital image or similar visual representation depicting sexual bestiality, a lewd*
23 *exhibition of nudity, as nudity is defined in § 18.2-390, sexual excitement, sexual conduct or*
24 *sadomasochistic abuse, as also defined in § 18.2-390, coprophilia, urophilia, or fetishism.*

25 § 2.1-805. Restriction on agency employee access via computers to materials with sexually explicit
26 content.

27 *Except to the extent required in conjunction with a bona fide, agency-approved research project or*
28 *other agency-approved undertaking, no agency employee shall utilize agency-owned or agency-leased*
29 *computer equipment to access, download, print or store any information infrastructure files or services*
30 *having sexually explicit content. Such agency approvals shall be given in writing by agency heads, and*
31 *any such approvals shall be available to the public under the provisions of the Virginia Freedom of*
32 *Information Act, (§ 2.1-340 et seq.) of Title 2.1.*

33 § 2.1-806. Agencies to inform employees of chapter's provisions.

34 *All agencies shall immediately furnish their current employees copies of this chapter's provisions,*
35 *and shall furnish all new employees copies of this chapter concurrent with authorizing them to use*
36 *agency computers.*