

SECTION 1. (1) Library collections, events, presentations and displays aimed at the needs or interests of children (age 3 through age 12) shall not include materials containing:

- (a) child pornography;
- (b) vulgar or sexualized content;
- (c) depictions, descriptions, or promotions of child sexual exploitation and trafficking;
- (d) inappropriate materials depicting, describing or dealing with matters of sex, cruelty and violence in a manner likely to be injurious or harmful to a child;
- (e) visual or visually implied depictions of sexual acts or simulations of such acts;
- (f) explicit or implied written descriptions of sexual acts;
- (g) sexually oriented content, as defined in [cite to code];
- (h) visual depictions of nudity or implied nudity, not including age-appropriate materials with diagrams about anatomy for science or content relating to classical works of art.

(2) Library collections, events, presentations and displays aimed at the needs or interests of younger teens (age 13 through age 16) shall not include materials containing:

- (a) child pornography;
- (b) vulgar or sexualized content;
- (c) depictions or promotions of child sexual exploitation and trafficking;
- (d) inappropriate materials depicting, describing or dealing with matters of sex, cruelty and violence in a manner likely to be injurious or harmful to a child;
- (e) visual depictions of sexual acts or simulations of such acts;

- (f) explicit written descriptions of sexual acts;
- (g) sexually oriented content, as defined in section [cite to code];
- (h) visual depictions of nudity, not including age-appropriate materials with diagrams about anatomy for science or content relating to classical works of art.

SECTION 2. (1) A citizen of this state whose child is affected by a violation of this section may file suit for declarative and injunctive relief, including all reasonable attorney's fees and costs incurred by the party bringing the suit, against any state, county or municipal public library, or any library of any public school, in the circuit court which shall have jurisdiction over the library where the violation of this section occurs.

(2) Before instituting suit under this subsection, the party adversely impacted by a violation of this section shall notify the Attorney General in writing of the violation and include evidence of the violation. The Attorney General shall, within thirty (30) days, investigate whether the library is in violation of this section and provide the chief administrative officer of the library notice of his findings, including a description of the materials in violation of this section.

(3) The library shall have thirty (30) days from receipt of the Attorney General's notice to cure the violation. If the library fails to cure the violation within that thirty-day time period, a suit under paragraph (1) of this subsection may proceed. The findings of the Attorney General shall constitute a "Public Record" as defined by [insert Public Records Act citation].

(4) If the circuit court finds that a library failed to cure the violation in accordance with this subsection, the circuit court shall issue a permanent injunction against the library, prohibiting it from including the offending materials in its collections for children and younger teens.

Section 3.

The state board of education and the [insert state agency in charge of libraries] shall, in consultation with the Office of the Attorney General, provide guidance and training to support public libraries and public school libraries in identifying materials that violate this section.

Section 4.

If any provision of this chapter or its application to any person or circumstances is held invalid, then the invalidity does not affect other provisions or applications of this chapter which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are severable.