

105TH CONGRESS
1ST SESSION

S. 1356

To amend the Communications Act of 1934 to prohibit Internet service providers from providing accounts to sexually violent predators.

IN THE SENATE OF THE UNITED STATES

OCTOBER 31, 1997

Mr. FAIRCLOTH introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend the Communications Act of 1934 to prohibit Internet service providers from providing accounts to sexually violent predators.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON PROVISION OF INTERNET**
4 **SERVICE ACCOUNTS TO SEXUALLY VIOLENT**
5 **PREDATORS.**

6 Part I of title II of the Communications Act of 1934
7 (47 U.S.C. 201 et seq.) is amended by adding at the end
8 the following:

1 **“SEC. 231. PROHIBITION ON PROVISION OF INTERACTIVE**
 2 **COMPUTER SERVICE ACCOUNTS TO SEXU-**
 3 **ALLY VIOLENT PREDATORS.**

4 “(a) PROHIBITION.—An interactive computer service
 5 may not provide an account or otherwise provide for the
 6 use of any information service, system, or access software
 7 of such service to a sexually violent predator.

8 “(b) PENALTY.—Whoever violates subsection (a)
 9 shall be subject to a civil fine of not more than \$5,000
 10 for each violation. For purposes of this subsection, each
 11 day of violation shall constitute a separate violation.

12 “(c) DEFINITIONS.—In this section:

13 “(1) INTERACTIVE COMPUTER SERVICE.—The
 14 term ‘interactive computer service’ has the meaning
 15 given that term in section 230(e)(2).

16 “(2) SEXUALLY VIOLENT PREDATOR.—The
 17 term ‘sexually violent predator’ means an individual
 18 who—

19 “(A) is a sexually violent predator (as that
 20 term is defined in section 170101(a)(3) of the
 21 Violent Crime Control and Law Enforcement
 22 Act of 1994 (42 U.S.C. 14071(a)(3))); and

23 “(B) is subject to a registration require-
 24 ment under section 170101(a)(1)(B) or
 25 170102(c) of the Violent Crime Control and
 26 Law Enforcement Act of 1994 (42 U.S.C.

1 14071(a)(1)(B), 14072(c)), as provided under
2 section 170101(b)(6)(B) or 170102(d)(2), re-
3 spectively, of that Act.”.

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