

**SUSPEND THE RULES AND PASS THE BILL, H.R. 5319, WITH AN
AMENDMENT**

**(The amendment strikes all after the enacting clause and inserts a
new text)**

109TH CONGRESS
2^D SESSION

H. R. 5319

To amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2006

Mr. FITZPATRICK of Pennsylvania (for himself, Mr. KIRK, Mrs. MILLER of Michigan, Mr. WELDON of Pennsylvania, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Kentucky, and Mr. CASTLE) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Deleting Online Preda-
3 tors Act of 2006”.

4 **SEC. 2. FINDINGS.**

5 The Congress finds that—

6 (1) sexual predators approach minors on the
7 Internet using chat rooms and social networking
8 websites, and, according to the United States Attor-
9 ney General, one in five children has been ap-
10 proached sexually on the Internet;

11 (2) sexual predators can use these chat rooms
12 and websites to locate, learn about, befriend, and
13 eventually prey on children by engaging them in sex-
14 ually explicit conversations, asking for photographs,
15 and attempting to lure children into a face to face
16 meeting; and

17 (3) with the explosive growth of trendy chat
18 rooms and social networking websites, it is becoming
19 more and more difficult to monitor and protect mi-
20 nors from those with devious intentions, particularly
21 when children are away from parental supervision.

22 **SEC. 3. CERTIFICATIONS TO INCLUDE PROTECTIONS**
23 **AGAINST COMMERCIAL SOCIAL NETWORKING**
24 **WEBSITES AND CHAT ROOMS.**

25 (a) CERTIFICATION BY SCHOOLS.—Section
26 254(h)(5)(B) of the Communications Act of 1934 (47

1 U.S.C. 254(h)(5)(B)) is amended by striking clause (i)
2 and inserting the following:

3 “(i) is enforcing a policy of Internet
4 safety for minors that includes monitoring
5 the online activities of minors and the op-
6 eration of a technology protection measure
7 with respect to any of its computers with
8 Internet access that—

9 “(I) protects against access
10 through such computers to visual de-
11 pictures that are—

12 “(aa) obscene;

13 “(bb) child pornography; or

14 “(cc) harmful to minors;

15 and

16 “(II) protects against access to a
17 commercial social networking website
18 or chat room unless used for an edu-
19 cational purpose with adult super-
20 vision; and”.

21 (b) CERTIFICATION BY LIBRARIES.—Section
22 254(h)(6)(B) of such Act (47 U.S.C. 254(h)(6)(B)) is
23 amended by striking clause (i) and inserting the following:

24 “(i) is enforcing a policy of Internet
25 safety that includes the operation of a

1 technology protection measure with respect
2 to any of its computers with Internet ac-
3 cess that—

4 “(I) protects against access
5 through such computers to visual de-
6 pictions that are—

7 “(aa) obscene;

8 “(bb) child pornography; or

9 “(cc) harmful to minors;

10 and

11 “(II) protects against access by
12 minors without parental authorization
13 to a commercial social networking
14 website or chat room, and informs
15 parents that sexual predators can use
16 these websites and chat rooms to prey
17 on children; and”.

18 (c) DEFINITIONS.—Section 254(h)(7) is amended by
19 adding at the end the following new subparagraph:

20 “(J) COMMERCIAL SOCIAL NETWORKING
21 WEBSITES; CHAT ROOMS.—Within 120 days
22 after the date of enactment of the Deleting On-
23 line Predators Act of 2006, the Commission
24 shall by rule define the terms ‘social networking
25 website’ and ‘chat room’ for purposes of this

1 subsection. In determining the definition of a
2 social networking website, the Commission shall
3 take into consideration the extent to which a
4 website—

5 “(i) is offered by a commercial entity;

6 “(ii) permits registered users to create
7 an on-line profile that includes detailed
8 personal information;

9 “(iii) permits registered users to cre-
10 ate an on-line journal and share such a
11 journal with other users;

12 “(iv) elicits highly-personalized infor-
13 mation from users; and

14 “(v) enables communication among
15 users.”.

16 (d) **DISABLING DURING ADULT OR EDUCATIONAL**
17 **USE.**—Section 254(h)(5)(D) of such Act is amended—

18 (1) by inserting “OR EDUCATIONAL” after
19 “DURING ADULT” in the heading; and

20 (2) by inserting before the period at the end the
21 following: “or during use by an adult or by minors
22 with adult supervision to enable access for edu-
23 cational purposes pursuant to subparagraph
24 (B)(i)(II)” .

1 **SEC. 4. FTC CONSUMER ALERT ON INTERNET DANGERS TO**
2 **CHILDREN.**

3 (a) INFORMATION REGARDING CHILD PREDATORS
4 AND THE INTERNET.—Not later than 180 days after the
5 date of enactment of this Act, the Federal Trade Commis-
6 sion shall—

7 (1) issue a consumer alert regarding the poten-
8 tial dangers to children of Internet child predators,
9 including the potential danger of commercial social
10 networking websites and chat rooms through which
11 personal information about child users of such
12 websites may be accessed by child predators; and

13 (2) establish a website to serve as a resource
14 for information for parents, teachers and school ad-
15 ministrators, and others regarding the potential dan-
16 gers posed by the use of the Internet by children, in-
17 cluding information about commercial social net-
18 working websites and chat rooms through which per-
19 sonal information about child users of such websites
20 may be accessed by child predators.

21 (b) COMMERCIAL SOCIAL NETWORKING
22 WEBSITES.—For purposes of the requirements under sub-
23 section (a), the terms “commercial social networking
24 website” and “chat room” have the meanings given such
25 terms pursuant to section 254(h)(7)(J) of the Commu-

1 nications Act of 1934 (47 U.S.C. 254(h)(7)(J)), as
2 amended by this Act.