

**RESOLUTION 16-2013**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, APPROVING THE BENSON PUBLIC LIBRARY'S INTERNET USE POLICY IN ACCORDANCE WITH A.R.S. §§ 34-501 AND 34-502**

WHEREAS, the Benson Public Library provides access to the Internet via public access computers and wireless service, and access to the Internet is provided as an integral part of the Library's research, education, and information services; and

WHEREAS, the Library upholds and affirms the right of adults to have access to constitutionally-protected materials; and

WHEREAS, in accordance with A.R.S. §§ 34-501 and 34-502, the Benson Public Library will provide Internet filters to both its wireless system as well as its public access computers to prevent minors from gaining access to visual depictions of child pornography, material that is harmful to minors, or obscene, and to prevent anyone from gaining access to visual depictions of child pornography or material that is obscene.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, AS FOLLOWS:

SECTION 1

The City Council hereby approves and adopts the Internet Use Policy of the Benson Public Library, attached hereto as Exhibit 1.

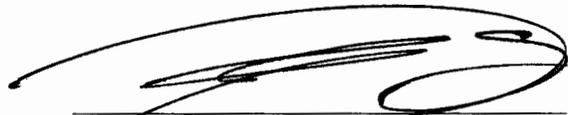
SECTION 2

The City Manager, Director of Library Services and their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this resolution.

SECTION 3

The Director of Library Services in conjunction with the Library Advisory Board are directed to periodically review the above-adopted policy, no longer than every three years, bringing any recommendations for amendments to the Council for consideration and possible action.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 13th day of May, 2013.



TONEY D. KING, SR., Mayor

ATTEST:



VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:



MICHAEL J. MASSEE, City Attorney

# Benson Public Library

## Internet Use Policy

The Benson Public Library provides access to the Internet via public access computers and wireless service. Access to the Internet is provided as an integral part of the Library's research, education, and information services, and the Library upholds and affirms the right of adults to have access to constitutionally-protected materials. All customers are expected to use the Internet in a manner consistent with these purposes and with respect and consideration of other library users.

The City supports the application of Internet filters in accordance with state and federal laws. Per A.R.S. §§ 34-501 and 502(B), the Benson Public Library will provide Internet filters to both its wireless system as well as its public computers that prevent minors from gaining access to visual depictions of child pornography, material that is harmful to minors, or obscene, and that prevent anyone from gaining access to visual depictions of child pornography or material that is obscene.

The Benson Public Library provides internet access to all patrons, regardless of their membership status with the library. Library cards will have one of two designations: internet access granted and internet access denied. All card holders and visitors that are 18 years or older will be automatically designated as having internet access granted, either through their library card or via a temporary pass. With written permission of a parent or legal guardian, access will also be granted to patrons or visitors who are 17 years old or younger. No patron under age 18 will be granted access to the library's public computers without written parent or guardian permission.

The library is not responsible for policing access to the wireless internet system, as it is open to anyone with a wireless device.

Patrons may request that a website blocked by the Library's filters be unblocked by following the procedure as specified by the Director of the library, provided said site(s) do not violate state or federal laws. The Director will develop and enforce these procedures, which will be posted in a conspicuous location within the library and may be viewed by the public at any time.

The Benson Public Library cannot control the resources on the Internet even through the use of filtering software. No Internet filter is 100% effective. A filter may still allow information that is objectionable or potentially offensive to children to be accessed. The Director of the library will develop a complaint procedure and will periodically review the effectiveness of the filtering software with the City's technical staff.

In accordance with A.R.S. § 34-502(E), this policy will be reviewed by the Benson City Council every three years.