

AMENDMENTS TO LB 801

(Amendments to E & R amendments, ER8216)

Introduced by Fulton, 29.

1 1. On page 1, after line 6, insert the following new
2 subdivision:

3 "(1) Access software provider means a provider of
4 software, including client or server software, or enabling tools
5 that do any one or more of the following: (a) Filter, screen,
6 allow, or disallow content; (b) pick, choose, analyze, or digest
7 content; or (c) transmit, receive, display, forward, cache, search,
8 subset, organize, reorganize, or translate content;"; in line 7
9 strike "(1)" and insert "(2)"; in line 17 strike "(2)" and insert
10 "(3)"; in line 20 strike "(3)" and insert "(4)"; after line 22
11 insert the following new subdivision:

12 "(5) Cable operator means any person or group of persons
13 (a) who provides cable service over a cable system and directly or
14 through one or more affiliates owns a significant interest in such
15 cable system or (b) who otherwise controls or is responsible for,
16 through any arrangement, the management and operation of such a
17 cable system;"; and in line 23, strike "(4)" and insert "(6)".

18 2. On page 2, line 7, strike "(5)" and insert "(7)"; in
19 line 12 strike "(6)" and insert "(8)"; in line 16 strike "(7)" and
20 insert "(9)"; in line 18 strike "(8)" and insert "(10)"; and in
21 line 24 strike "(9)" and insert "(11)".

22 3. On page 3, line 12, strike "(10)" and insert "(12)";

1 after line 18 insert the following new subdivisions:

2 "(13) Information content provider means any person or
3 entity that is responsible, in whole or in part, for the creation
4 or development of information provided through the Internet or any
5 other interactive computer service;

6 (14) Interactive computer service means any information
7 service, system, or access software provider that provides or
8 enables computer access by multiple users to a computer server,
9 including specifically a service or system that provides access
10 to the Internet and such systems operated or services offered by
11 libraries or educational institutions;"; in line 19 strike "(11)"
12 and insert "(15)"; and in line 23 strike "(12)" and insert "(16)".

13 4. On page 4, line 1, strike "(13)" and insert "(17)"; in
14 line 9 strike "(14)" and insert "(18)"; in line 12 strike "(15)"
15 and insert "(19)"; strike lines 19 through 23; and in line 24
16 strike "(17)" and insert "(20)".

17 5. On page 5, line 9, strike "(18)" and insert "(21)"; in
18 line 19 strike "(19)" and insert "(22)"; after line 21 insert the
19 following new subdivision:

20 "(23) Telecommunications service means the offering of
21 telecommunications for a fee directly to the public, or to such
22 classes of users as to be effectively available directly to the
23 public, regardless of the facilities used;"; in line 22 strike
24 "(20)" and insert "(24)"; strike line 26; and in line 27 strike
25 "(21)" and insert "(25)".

26 6. On page 6, line 4, strike the period, reinstate the
27 stricken semicolon, and after the semicolon insert "and"; and after

1 line 4 insert the following new subdivision:

2 "(26) Use or promote the use of, for purposes of
3 subdivision (a)(12) of section 87-302, means contrive, prepare,
4 establish, plan, operate, advertise, or otherwise induce or attempt
5 to induce another person to participate in a pyramid promotional
6 scheme, including a pyramid promotional scheme run through the
7 Internet, email, or other electronic communications."

8 7. On page 11, after line 22, insert the following new
9 subsection:

10 "(e) Subdivision (a)(12) of section 87-302 shall not
11 be construed to authorize a civil action against an interactive
12 computer service, provider of telecommunications service, or cable
13 operator for the actions of an information content provider."