

AMENDMENT #6

OFFERED IN THE HOUSE
TO: CSHB 254(JUD)

BY REPRESENTATIVE EASTMAN

1 Page 2, following line 7:

2 Insert a new subsection to read:

3 "(c) An entity that acts with gross negligence when verifying age under (a) of
4 this section is liable to an individual for damages resulting from a minor accessing
5 pornography because of the entity's gross negligence."
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7 Reletter the following subsections accordingly.

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9 Page 2, line 9, following "section":

10 Insert "or an entity alleged to have acted with gross negligence when verifying age
11 under (a) of this section"
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13 Page 2, following line 18:

14 Insert a new subsection to read:

15 "(f) In addition to damages under (c) of this section, an entity that acts with
16 gross negligence when verifying age under (a) of this section is liable to the state in a
17 civil action for

18 (1) a civil penalty of not more than \$250,000 for each individual
19 harmed if, as a result of the entity's gross negligence, a minor accesses pornography;
20 and

21 (2) full reasonable attorney fees and costs."
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23 Page 2, line 19:

- 1 Delete "(d)(2)"
- 2 Insert "(e)(2) and (f)(1)"