

CODE ORDINANCE

Sponsored by: Assemblymember Bowles

Introduced:

Public Hearing:

Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 26-017**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ADOPTING
MSB 2.80.020 LIBRARY MATERIALS.

WHEREAS the intent and rationale of this ordinance is found
in the accompanying Information Memorandum No. 26-024

BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and
permanent nature and shall become a part of the Borough Code.

Section 2. Adoption of section. MSB 02.80.020 is hereby
enacted to read as follows:

MSB 2.80.080 LIBRARY MATERIALS

(A) Material that contains the following will not
be made available inside a library operated by the
borough:

(1) the material depicts the following actual
or simulated conduct:

(a) sexual penetration;

(b) the lewd touching of a person's genitals,
anus, or female breast;

(c) masturbation;

(d) bestiality;

(e) the lewd exhibition of a person's genitals, anus, or female breast; or

(f) sexual masochism or sadism; and

(2) the material is harmful to minors as determined by the Manager. In determining whether material is harmful to minors, the Manager shall give due consideration to the recommendations of the library board.

(B) In this section, "harmful to minors" means

(1) the average individual, applying contemporary community standards, would find that the material, taken as a whole, appeals to the prurient interest in sex for persons under 16 years of age;

(2) a reasonable person would find that the material, taken as a whole, lacks serious literary, artistic, educational, political, or scientific value for persons under 16 years of age; and

(3) the material depicts actual or simulated conduct in a way that is patently offensive to the prevailing standards in the adult community as a whole with respect to what is suitable for persons under 16 years of age.

(C) The manager shall ensure that all borough computers for public use in borough libraries have

internet filters that comply with the Children's
Internet Protection Act.

Section 3. Effective date. This ordinance shall take effect
upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day
of -, 2026.

EDNA DeVRIES, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)