

CHAPTER 199  
STATE LIBRARIES

S. F. 196

AN ACT relating to state libraries and providing for penalties.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. NEW SECTION. **Definitions.** As used in this Act, un-  
2 less the context otherwise requires:

- 3 1. "Department" means the Iowa library department.  
4 2. "Commission" means the state library commission.

1 SEC. 2. NEW SECTION. **Library department.** There is created  
2 the Iowa library department. The executive head of the department  
3 shall be the state librarian. The state librarian shall be appointed by  
4 the state library commission, with the approval of two-thirds of the  
5 members of the senate, and shall serve at the pleasure of the state  
6 library commission. The state librarian shall be a person upon whom  
7 a master's degree in library science has been conferred as a result of  
8 completing a program of study accredited by the American Library  
9 Association.

1 SEC. 3. NEW SECTION. **Library commission.** There is created a  
2 state library commission. The commission shall consist of the supreme  
3 court administrator, and four members appointed by the governor and  
4 serving four-year terms, one member of which shall be from the medi-  
5 cal profession and three members selected at large, each based on their  
6 qualifications to serve as commission members. The appointed mem-  
7 bers of the commission shall be appointed for terms of one, two, three  
8 and four years and all subsequent appointments shall be for the full  
9 four-year term.

10 Members of the commission shall receive forty dollars per diem  
11 while engaged in their official duties. They shall be paid their actual  
12 and necessary travel and other official expenditures necessitated by  
13 their official duties.

14 The commission shall elect one of its members as chairman. It shall  
15 meet at such time and place as shall be specified by call of the chair-  
16 man. At least one meeting shall be held bimonthly. All meetings shall  
17 be open to the public. Notice of each meeting shall be given in writing  
18 to each member at least three days in advance of the meeting. Three  
19 commissioners shall constitute a quorum for the transaction of busi-  
20 ness.

1 SEC. 4. NEW SECTION. **Duties of commission.** The state library  
2 commission shall:

- 3 1. Adopt and enforce rules and regulations necessary for the exer-  
4 cise of the powers and duties granted by this Act and proper adminis-  
5 tration of the department.  
6 2. Adopt rules providing penalties for injuring, defacing, destroy-  
7 ing, or losing books or materials under the control of the commission.  
8 All fines, penalties, and forfeitures imposed by these rules may be  
9 recovered in an action in the name of the state and deposited in the  
10 general fund.

11 3. Develop and adopt plans to provide more adequate library service  
12 to all residents of the state.

13 4. Charge no fee for the use of libraries under its control or for the  
14 circulation of material from libraries, except where transportation  
15 costs are incurred in making materials available to users. The costs  
16 may be used as a basis for determining a fee to be charged to users.

17 5. Give advice and counsel to all public libraries in the state and to  
18 all political subdivisions which may propose to establish libraries.

19 6. Print lists and circulars of information and instruction as it  
20 deems necessary.

21 7. Continuously survey the needs of libraries throughout the state,  
22 and ascertain the requirements for additional libraries and for improv-  
23 ing existing libraries to provide adequate service to all residents of the  
24 state.

25 8. Obtain from all public libraries reports showing the condition,  
26 growth, development and manner of conducting these libraries and at  
27 its discretion, obtain reports from other libraries in the state and make  
28 these facts known to the citizens of Iowa.

29 9. Encourage the implementation of the county library law, and of  
30 countywide library service through contracts with the boards of super-  
31 visors pursuant to chapter three hundred seventy-eight (378) of the  
32 Code.

1 SEC. 5. NEW SECTION. **Duties of state librarian.** The state li-  
2 brarian shall:

3 1. Appoint the technical, professional, secretarial, and clerical staff  
4 necessary, within the limits of available funds, to accomplish the pur-  
5 poses of this Act subject to the provisions of chapter nineteen A (19A)  
6 of the Code.

7 2. Act as secretary to the commission, keeping accurate records of  
8 the proceeding of the commission.

9 3. Keep accurate accounts of all financial transactions of the depart-  
10 ment.

11 4. Supervise all activities of the Iowa library department.

12 5. Provide technical assistance in organizing new libraries and  
13 improving those already established.

14 6. Perform such other library duties as may be assigned to him by  
15 the commission.

1 SEC. 6. NEW SECTION. **Department divisions.** The Iowa library  
2 department shall include but not be limited to the medical library  
3 division and the law library division.

4 1. The medical library division shall be headed by a medical librar-  
5 ian, appointed by the state librarian with the approval of the state  
6 library commission, subject to the provisions of chapter nineteen A  
7 (19A) of the Code. The medical librarian shall:

8 a. Operate the medical library division which shall always be avail-  
9 able for free use by the residents of Iowa under such reasonable rules  
10 as the commission may adopt.

11 b. Give no preference to any school of medicine and shall secure  
12 books, periodicals, and pamphlets for every legally recognized school  
13 without discrimination.

14 c. Perform such other duties as may be imposed by law or pre-  
15 scribed by the rules of the commission.

16 2. The law library division shall be headed by a law librarian, ap-  
 17 pointed by the state librarian with the approval of the state library  
 18 commission and the Iowa supreme court, subject to the provisions of  
 19 chapter nineteen A (19A) of the Code, except that the law librarian  
 20 in office on June 30, 1973, shall be exempt from the provisions of chap-  
 21 ter nineteen A (19A). The law librarian shall:

22 a. Operate the law library division which shall be maintained in the  
 23 capitol or elsewhere in rooms convenient to the supreme court and  
 24 which shall always be available for free use by the residents of Iowa  
 25 under such reasonable rules as the commission may adopt.

26 b. Maintain as an integral part of the law library reports of various  
 27 boards and agencies and copies of bills, journals and other information  
 28 relating to current or proposed legislation.

29 c. Arrange to make exchanges of all printed material published by  
 30 the several states and the government of the United States.

31 d. Perform such other duties as may be imposed by law or by the  
 32 rules of the commission.

1 SEC. 7. NEW SECTION. **Money grants.** The commission is au-  
 2 thorized and empowered to receive, accept, and administer any money  
 3 or moneys appropriated or granted to it, separate and apart from the  
 4 general library fund, by the federal government or by any other public  
 5 or private agencies.

6 The fund shall be administered by the commission, which shall  
 7 frame bylaws, rules, and regulations for the allocation and adminis-  
 8 tration of this fund.

9 The fund shall be used to increase, improve, stimulate, and equalize  
 10 library service to the people of the whole state, and for adult education  
 11 and shall be allocated among the cities, counties, and regions of the  
 12 state, taking into consideration local needs, area and population to be  
 13 served, local interest as evidenced by local appropriations, and such  
 14 other facts as may affect the state program of library service.

15 Any gift or grant from the federal government or other sources  
 16 shall become a part of the fund, to be used as part of the state fund,  
 17 or may be invested in such securities in which the state sinking fund  
 18 may be invested as in the discretion of the commission may be deemed  
 19 advisable, the income to be used for the promotion of libraries.

1 SEC. 8. Section three hundred three point one (303.1), Code 1973,  
 2 is amended to read as follows:

3 **303.1 State libraries—historical History and archives department.**

4 There is established:

5 1. ~~The~~ *the* Iowa state department of history and archives.

6 2. ~~The Iowa state law library.~~

7 3. ~~The Iowa state medical library.~~

1 SEC. 9. Section three hundred three point two (303.2), Code 1973,  
 2 is amended to read as follows:

3 **303.2 Board of trustees.** The Iowa state department of history  
 4 and archives, ~~the Iowa state law library, and the Iowa state medical~~  
 5 ~~library~~ shall be under the control of a board of trustees consisting of  
 6 the governor, a member of the supreme court to be designated from  
 7 time to time by the court, and the superintendent of public instruction.

1 SEC. 10. Section three hundred three point three (303.3), Code  
2 1973, is amended by striking subsections three (3), four (4), eight  
3 (8), nine (9), ten (10), and eleven (11).

1 SEC. 11. Section three hundred three point three (303.3), subsec-  
2 tions five (5), seven (7), and twelve (12), Code 1973, are amended to  
3 read as follows:

4 5. Appoint, after consultation with the curator, ~~the librarian of the~~  
5 ~~state law library, and the state medical librarian,~~ such qualified assist-  
6 ants as the board may deem necessary to carry on the work of the  
7 department of history and archives, ~~the state traveling library, the~~  
8 ~~state law library and the state medical library.~~

9 7. Have control of the historical building and assign space therein  
10 to be occupied by the department of history and archives, ~~and the Iowa~~  
11 ~~state traveling library, and the Iowa state medical library library~~  
12 ~~department.~~

13 12. Report in writing to the governor semiannually all matters per-  
14 taining to the ~~Iowa state law library, the Iowa state department of~~  
15 ~~history and archives, and the Iowa state medical library.~~

1 SEC. 12. Section three hundred three point four (303.4), unnum-  
2 bered paragraph one (1), Code 1973, is amended to read as follows:

3 The board of trustees is hereby authorized and empowered to re-  
4 ceive, accept, and administer any money or moneys appropriated or  
5 granted to it, separate and apart from the general ~~library~~ fund:

1 SEC. 13. Section three hundred three point four (303.4), Code  
2 1973, is amended by striking unnumbered paragraphs three (3) and  
3 four (4).

1 SEC. 14. Section three hundred three point twenty-four (303.24),  
2 unnumbered paragraph one (1), Code 1973, is amended to read as  
3 follows:

4 ~~Iowa state traveling library~~ *The state library commission* is hereby  
5 authorized to enter into interstate library compacts on behalf of the  
6 state of Iowa with any state bordering on Iowa which legally joins  
7 therein in substantially the following form.

1 SEC. 15. Section three hundred three point twenty-five (303.25),  
2 Code 1973, is amended to read as follows:

3 **303.25 Administrator.** ~~The director of the Iowa state traveling~~  
4 ~~library librarian~~ shall be the compact administrator. The compact  
5 administrator shall receive copies of all agreements entered into by  
6 the state or its political subdivisions and other states or political sub-  
7 divisions; consult with, advise and aid such governmental units in the  
8 formulation of such agreements; make such recommendations to the  
9 governor, legislature, governmental agencies and units as he deems  
10 desirable to effectuate the purposes of this compact and consult and  
11 co-operate with the compact administrators of other party states.

1 SEC. 16. Sections three hundred three point five (303.5), three  
2 hundred three point thirteen (303.13), three hundred three point fif-  
3 teen (303.15), three hundred three point sixteen (303.16), three  
4 hundred three point seventeen (303.17), three hundred three point

5 eighteen (303.18), three hundred three point nineteen (303.19), three  
6 hundred three point twenty-one (303.21), and three hundred three  
7 point twenty-three (303.23), Code 1973, are repealed.

Approved June 20, 1973.

CHAPTER 200  
REGIONAL LIBRARY  
S. F. 271

AN ACT relating to the establishment of a regional library system and making an appropriation.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. NEW SECTION. **Purpose.** There is established a re-  
2 gional library system for the purpose of providing supportive library  
3 services to existing public libraries and to individuals with no other  
4 access to public library service and to encourage local financial support  
5 of public library service in those localities where it is presently inade-  
6 quate or nonexistent.

1 SEC. 2. NEW SECTION. **Regional library trustees.** The regional  
2 library system shall consist of seven regional boards of library trus-  
3 tees which shall serve respectively the seven geographic regions speci-  
4 fied in this section. Each region shall be divided into geographic dis-  
5 tricts, which shall be drawn along county lines and which shall be  
6 represented on regional boards by trustees elected to the boards in  
7 the following numbers and from the following districts:

8 1. To the southwestern board, two from Pottawattamie county and  
9 one from each of the following five districts:

10 a. Harrison, Shelby, and Audubon counties.

11 b. Guthrie, Cass, and Adair counties.

12 c. Mills, Fremont, and Page counties.

13 d. Montgomery, Adams, Union, and Taylor counties.

14 e. Clark, Lucas, Ringgold, Decatur, and Wayne counties.

15 2. To the northwestern board, two from Woodbury county and one  
16 from each of the following five districts:

17 a. Lyon, Sioux, and Osceola counties.

18 b. Dickinson, Emmet, Clay, and Palo Alto counties.

19 c. O'Brien, Plymouth, and Cherokee counties.

20 d. Buena Vista, Pocahontas, Ida, Sac, and Calhoun counties.

21 e. Monona, Crawford, and Carroll counties.

22 3. To the north central board, two from a district composed of Han-  
23 cock, Cerro Gordo, and Franklin counties; two from a district com-  
24 posed of Humboldt, Wright, and Webster counties; and one from each  
25 of the following three districts:

26 a. Kossuth and Winnebago counties.

27 b. Hamilton and Hardin counties.

28 c. Worth, Mitchell, and Floyd counties.

29 4. To the central board, four from a district composed of Polk and  
30 Marion counties, and one from each of the following three districts:

31 a. Greene, Dallas, Madison, and Warren counties.