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SENATE FILE 250

BY COMMITTEE ON STATE GOVERNMENT

Formerly SSB 149  
*Approved 2/13 (S 272)*

Passed Senate, Date 2-28-85 (S 534) Passed House, Date 4-16-85  
Vote: Ayes 50 Nays 0 Vote: Ayes 91 Nays 0  
Approved May 29, 1985

### A BILL FOR

- 1 An Act relating to the provision of statewide library services
- 2 by the reorganization of the state library of Iowa and the
- 3 regional library system.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S-3158

SENATE FILE 250

- 1 Amend Senate File 250 as follows:
- 2 1. Page 4, line 25, by striking the word
- 3 "DIVISIONS" and inserting the word "DEPARTMENTS".
- 4 2. Page 4, by striking line 27 and inserting the
- 5 following: "medical library department and a law
- 6 library department."
- 7 3. Page 4, line 28, by striking the word
- 8 "division" and inserting the word "department".
- 9 4. Page 4, line 32, by striking the word
- 10 "division" and inserting the word "department".
- 11 5. Page 5, line 5, by striking the word
- 12 "division" and inserting the word "department".
- 13 6. Page 5, line 9, by striking the word
- 14 "division" and inserting the word "department".

S-3158 Filed  
February 26, 1985  
*Adopted 2/28 (S 534)*

BY NYSTROM

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1 Section 1. NEW SECTION. DEFINITIONS.

2 As used in this chapter, unless the context otherwise re-  
3 quires:

4 1. "State library" means the state library of Iowa es-  
5 tablished in section 303A.3.

6 2. "Commission" means the state library commission of  
7 Iowa.

8 3. "State agency" means a legislative, executive, or judi-  
9 cial office of the state and all of its respective officers,  
10 departments, divisions, bureaus, boards, commissions, com-  
11 mittees, and state institutions of higher education governed  
12 by the state board of regents.

13 4. "State publications" means all multiple-produced  
14 publications regardless of format which are issued by a state  
15 agency and supported by public funds, but it does not include:

16 a. Correspondence and memoranda intended solely for in-  
17 ternal use within the agency or between agencies.

18 b. Materials excluded from this definition by the commis-  
19 sion through the adoption and enforcement of rules pursuant to  
20 section 303A.4.

21 Sec. 2. NEW SECTION. 303A.2 PURPOSES.

22 The purposes of the state library are to meet the informa-  
23 tional needs of the three branches of state government, to  
24 provide for the improvement of library services to all Iowa  
25 citizens, and to foster development and cooperation among  
26 libraries.

27 Sec. 3. NEW SECTION. 303A.3 STATE LIBRARY AND COMMISSION  
28 ESTABLISHED.

29 1. There is established a state library of Iowa governed  
30 by a seven-member commission. The commission consists of one  
31 member appointed by the state supreme court and six members  
32 appointed by the governor to serve four-year, overlapping  
33 terms beginning and ending as provided in section 69.19. Of  
34 the governor's appointees, one member shall be from the  
35 medical profession and five members selected at large. Of the

1 appointees to the initial commission, three gubernatorial  
2 appointees shall be appointed to an initial term of two years.  
3 Thereafter, all appointments shall be for a four-year term.  
4 Members of the commission shall receive per diem of forty  
5 dollars while engaged in their official duties. The members  
6 shall also be reimbursed for their actual and necessary travel  
7 and other official expenditures necessitated by their official  
8 duties.

9 2. The commission shall elect one of its members as chair-  
10 person. The commission shall meet at the time and place as  
11 specified by call of the chairperson. At least one meeting  
12 shall be held bimonthly. Four members are a quorum for the  
13 transaction of business.

14 Sec. 4. NEW SECTION. 303A.4 POWERS AND DUTIES OF THE  
15 COMMISSION.

16 In carrying out the purposes of section 303A.1, the commis-  
17 sion:

18 1. May receive and expend money for providing programs and  
19 services. The commission may receive, accept, and administer  
20 any moneys appropriated or granted to it, separate from the  
21 general library fund, by the federal government or by any  
22 other public or private agency.

23 2. May enter into interstate library compacts on behalf of  
24 the state of Iowa with any state which legally joins in the  
25 compacts as provided in section 303A.8.

26 3. Shall appoint and evaluate the state librarian who  
27 shall have a master's degree in librarianship from a program  
28 of study accredited by the American library association and  
29 who may be terminated for good cause.

30 4. Shall determine policy for providing information ser-  
31 vice to the three branches of state government and to the  
32 legal and medical communities in this state.

33 5. Shall develop and adopt, in conjunction with the Iowa  
34 regional library system, long-range plans for the continued  
35 improvement of library services in the state. To insure that

1 the concerns of all types of libraries are addressed, the  
2 commission shall establish a long-range planning committee to  
3 review and evaluate progress and report findings and  
4 recommendations to the commission and to the trustees of the  
5 Iowa regional library system at an annual meeting.

6 6. Shall develop in cooperation with the Iowa regional  
7 library system an annual plan of service for the Iowa regional  
8 library system and its individual members to insure  
9 consistency with the state long-range plan.

10 7. Shall coordinate a statewide interregional interlibrary  
11 loan and information network among libraries in this state and  
12 support activities which increase cooperation among all types  
13 of libraries.

14 8. Shall establish and administer a statewide continuing  
15 education program for librarians and trustees.

16 9. Shall give to libraries advice and counsel in  
17 specialized areas which may include, but are not limited to,  
18 building construction and space utilization, children's  
19 services, and technological developments.

20 10. Shall obtain from libraries reports showing the con-  
21 dition, growth and development of services provided and dis-  
22 seminate this information in a timely manner to the citizens  
23 of Iowa.

24 11. Shall foster public awareness of the condition of  
25 libraries in Iowa and of methods to improve library services  
26 to the citizens of the state.

27 12. Shall establish and administer standards for state  
28 agency libraries, the Iowa regional library system, and public  
29 libraries.

30 13. Shall establish and administer certification guide-  
31 lines for librarians not covered by other accrediting  
32 agencies.

33 14. Shall establish and administer a program for the col-  
34 lection and distribution of state publications to depository  
35 libraries.

1 15. Shall adopt and enforce rules under chapter 17A and  
2 perform other acts necessary to carry out its powers and  
3 duties under this chapter.

4 Sec. 5. NEW SECTION. 303A.5 DUTIES OF STATE LIBRARIAN.

5 The state librarian shall:

6 1. Organize, staff, and administer the state library.

7 2. Recommend to the commission policies pertaining to  
8 library services as necessary for carrying out the provisions  
9 of this chapter.

10 3. Prepare a budget for the approval of the commission and  
11 administer the budget when approved.

12 4. Cooperate with the members of the Iowa regional library  
13 system, state agency libraries and representatives of the Iowa  
14 library community in considering and developing plans for the  
15 improvement of library services.

16 5. Advise and counsel with the commission on all matters  
17 pertaining to library and information services.

18 6. Carry out all policies of the commission not inconsis-  
19 tent with state law.

20 Sec. 6. NEW SECTION. 303A.6 STATE PUBLICATIONS.

21 Upon issuance of a state publication, a state agency shall  
22 deposit with the state library at no cost to the state  
23 library, seventy-five copies of the publication or a lesser  
24 number if specified by the state library.

25 Sec. 7. NEW SECTION. 303A.7 LIBRARY DIVISIONS.

26 The state library shall include, but is not limited to, a  
27 medical library division and a law library division.

28 1. The medical library division shall be headed by a medi-  
29 cal librarian, appointed by the state librarian with the ap-  
30 proval of the commission, subject to chapter 19A. The medical  
31 librarian shall:

32 a. Operate the medical library division which shall always  
33 be available for free use by the residents of Iowa under rules  
34 the commission adopts.

35 b. Give no preference to any school of medicine and shall

1 secure books, periodicals, and pamphlets for every legally  
2 recognized school of medicine without discrimination.

3 c. Perform other duties imposed by law or prescribed by  
4 the rules of the commission.

5 2. The law library division shall be headed by a law  
6 librarian, appointed by the state librarian with the approval  
7 of the commission and the Iowa supreme court, subject to chap-  
8 ter 19A. The law librarian shall:

9 a. Operate the law library division which shall be main-  
10 tained in the state capitol or in rooms convenient to the  
11 state supreme court and which shall be available for free use  
12 by the residents of Iowa under rules the commission adopts.

13 b. Maintain, as an integral part of the law library, re-  
14 ports of various boards and agencies and copies of bills,  
15 journals and other information relating to current or proposed  
16 legislation.

17 c. Arrange to make exchanges of all printed material pub-  
18 lished by the several states and the government of the United  
19 States.

20 d. Perform other duties imposed by law or by the rules of  
21 the commission.

22 Sec. 8. Section 303B.1, Code 1985, is amended by striking  
23 the section and inserting in lieu thereof the following:

24 303B.1 REGIONAL LIBRARY SYSTEM ESTABLISHED -- PURPOSES.

25 A regional library system is established to provide sup-  
26 porting services to libraries and to encourage local financial  
27 support for library services.

28 Sec. 9. Section 303B.4, Code 1985, is amended to read as  
29 follows:

30 303B.4 TERMS.

31 Regional library trustees shall take office on the first  
32 day of January following the general election and shall serve  
33 terms of four years, ~~except that trustees elected to the~~  
34 ~~initial board in the year 1974 shall determine their~~  
35 ~~respective terms by lot so that three members shall serve~~

1 ~~terms-of-two-years-and-four-members-shall-serve-terms-of-four~~  
2 ~~years.~~ A vacancy shall be filled when it occurs not less than  
3 ninety days before the next general election by appointment by  
4 the regional board for the unexpired term. No trustee shall  
5 serve on a local library board or be employed by a library  
6 during the trustee's term of office as a regional library  
7 trustee.

8 Sec. 10. Section 303B.6, Code 1985, is amended by striking  
9 the section and inserting in lieu thereof the following:  
10 303B.6 POWERS AND DUTIES OF REGIONAL TRUSTEES.

11 In carrying out the purposes of section 303B.1, each board  
12 of trustees:

13 1. Shall appoint and evaluate a qualified administrator  
14 who shall have a master's degree in librarianship from a  
15 program of study accredited by the American library  
16 association and who may be terminated for good cause.

17 2. Subject to the approval of the annual plan of service  
18 by the state library commission, may receive and expend state  
19 appropriated funds.

20 3. May receive and expend other funds and receive and  
21 expend gifts of real property, personal property or mixed  
22 property, and devises and bequests including trust funds; may  
23 take title to the property; may execute deeds and bills of  
24 sale for the conveyance of the property; and may expend the  
25 funds received from the gifts.

26 4. May accept and administer trusts and may authorize  
27 nonprofit foundations acting solely for the support of the  
28 regional library to accept and administer trusts deemed by the  
29 board to be beneficial to the operation of the regional  
30 library. Notwithstanding section 633.63, the board and the  
31 nonprofit foundation may act as trustees in these instances.  
32 The board shall require that moneys belonging to a nonprofit  
33 foundation be audited annually.

34 5. May contract with libraries, library agencies, private  
35 corporations or individuals to improve library service.

1 6. May acquire land and construct or lease facilities to  
2 carry out the provisions of this chapter.

3 7. Shall provide consultation and educational programs for  
4 library staff and trustees concerning all facets of library  
5 management and operation.

6 8. Shall provide interlibrary loan and information ser-  
7 vices intraregionally, but which are capable of being linked  
8 interregionally, according to the standards developed by the  
9 state library commission.

10 9. Shall develop and adopt, in cooperation with other mem-  
11 bers of the regional library system and the state library of  
12 Iowa, a long-range plan for the region.

13 10. Shall prepare, in cooperation with all members of the  
14 regional library system and the state library commission, an  
15 annual plan of service.

16 11. Shall provide data and prepare reports as directed by  
17 the state library commission.

18 12. Shall require, as a condition for receiving services,  
19 that a governmental subdivision assure maintenance of local  
20 effort to support the operating expenses of a local library.

21 13. May perform other acts necessary to carry out its  
22 powers and duties under this chapter.

23 Sec. 11. Section 303B.7, Code 1985, is amended by striking  
24 the section and inserting in lieu thereof the following:

25 303B.7 DUTIES OF THE REGIONAL ADMINISTRATOR.

26 A regional administrator shall:

27 1. Act as administrator and executive secretary of the  
28 region in accordance with the objectives and policies adopted  
29 by the regional board and with the intent of this chapter.

30 2. Organize, staff, and administer the regional library so  
31 as to render the greatest benefit to libraries and information  
32 services in the area.

33 3. Advise and counsel with the regional board of trustees  
34 and individual libraries in all matters pertaining to the  
35 improvement of library services in the region.

1 4. Cooperate with other members of the regional library  
2 system, the state library of Iowa and representatives of the  
3 Iowa library community in considering and developing plans for  
4 the improvement of library services in Iowa.

5 5. Carry out the policies of the regional board of  
6 trustees not inconsistent with state law.

7 Sec. 12. Section 303B.8, Code 1985, is amended by striking  
8 the section and inserting in lieu thereof the following:

9 303B.8 ALLOCATION AND ADMINISTRATION OF FUNDS.

10 1. Funds appropriated for the purpose of carrying out this  
11 chapter shall be allocated to regional boards by the state  
12 library commission as follows:

13 a. Sixty percent in proportion to the population served by  
14 each regional board.

15 b. Twenty-five percent proportioned equally among the  
16 regional boards.

17 c. Fifteen percent in proportion to the geographic area  
18 served by each regional board.

19 2. In addition to funds received under subsection 1, a  
20 regional library board may individually or cooperatively apply  
21 to the state library commission for available grants.

22 Sec. 13. Section 18.97, subsection 19, Code 1985, is  
23 amended to read as follows:

24 19. To the ~~depository-library-center-established-pursuant~~  
25 ~~to-section-303A-22~~ state library of Iowa .... 1 copy for each  
26 depository library

27 Sec. 14. The terms of office of members of the state  
28 library commission serving unexpired terms immediately prior  
29 to the effective date of this Act expire on the effective date  
30 of this Act.

31 Sec. 15. Sections 303A.1 through 303A.7, 303A.21 through  
32 303A.24, and 303B.8A, Code 1985, are repealed.

33 EXPLANATION

34 This bill provides for the reorganization of the state  
35 library system by creating a state library of Iowa in lieu of

1 the library department and a seven-member state library com-  
2 mission to replace the current five-member commission. The  
3 state library will have at least two divisions, the medical  
4 library and the law library. The current military library  
5 division is not specifically included.

6 The state library commission is given authority to develop  
7 and implement long-range plans for library improvements in  
8 cooperation with the regional library boards of trustees.

9 The regional library trustees are authorized to receive and  
10 administer gifts of property or money, to administer trusts  
11 for library purposes, to acquire or lease land or property for  
12 library facilities and to enter into agreements with nonprofit  
13 foundations for financial purposes.

14 The bill also removes reference to the formula which pro-  
15 vided equal distribution of state appropriations until the new  
16 formula went into effect on July 1, 1984.

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SENATE FILE 250  
FISCAL NOTE

REQUESTED BY SEN. CARR

In compliance with a request a fiscal note for Senate File 250 is hereby submitted pursuant to Joint Rule 17.

Senate File 250 provides for the reorganization of the state library system by creating a state library of Iowa in lieu of the library department and provides the library commission with the authority to develop and implement long range plans in cooperation with the regional libraries.

Fiscal Effect: There is no immediate impact on state funds. The potential exists for some cost savings from joint planning by the regional library system and the state library system. It is impossible to determine the cost savings of this closer working relationship.

Filed February 21, 1985

BY DENNIS C. PROUTY, DIRECTOR  
LEGISLATIVE FISCAL BUREAU

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Amend (3543) to Pass 3/29

SENATE FILE 250

BY COMMITTEE ON STATE GOVERNMENT

(AS AMENDED AND PASSED BY THE SENATE FEBRUARY 28, 1985)

Passed Senate, Date 4-24-85 (p. 1619) Passed House, Date 4-16-85 (p. 1597)

Vote: Ayes 42 Nays 1 Vote: Ayes 91 Nays 0

Approved May 29, 1985

### A BILL FOR

1 An Act relating to the provision of statewide library services  
2 by the reorganization of the state library of Iowa and the  
3 regional library system.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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\_\_\_\_\_ = New Language  
by the Senate

3770 1 Section 1. NEW SECTION. DEFINITIONS.

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3 quires:

4 1. "State library" means the state library of Iowa es-  
5 tablished in section 303A.3.

6 2. "Commission" means the state library commission of  
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8 3. "State agency" means a legislative, executive, or judi-  
9 cial office of the state and all of its respective officers,  
10 departments, divisions, bureaus, boards, commissions, com-  
11 mittees, and state institutions of higher education governed  
12 by the state board of regents.

13 4. "State publications" means all multiple-produced  
14 publications regardless of format which are issued by a state  
15 agency and supported by public funds, but it does not include:

16 a. Correspondence and memoranda intended solely for in-  
17 ternal use within the agency or between agencies.

18 b. Materials excluded from this definition by the commis-  
19 sion through the adoption and enforcement of rules pursuant to  
20 section 303A.4.

21 Sec. 2. NEW SECTION. 303A.2 PURPOSES.

22 The purposes of the state library are to meet the informa-  
23 tional needs of the three branches of state government, to  
24 provide for the improvement of library services to all Iowa  
25 citizens, and to foster development and cooperation among  
26 libraries.

27 Sec. 3. NEW SECTION. 303A.3 STATE LIBRARY AND COMMISSION  
28 ESTABLISHED.

29 1. There is established a state library of Iowa governed  
30 by a seven-member commission. The commission consists of one  
31 member appointed by the state supreme court and six members  
32 appointed by the governor to serve four-year, overlapping  
33 terms beginning and ending as provided in section 69.19. Of  
34 the governor's appointees, one member shall be from the  
35 medical profession and five members selected at large. Of the

1 appointees to the initial commission, three gubernatorial  
2 appointees shall be appointed to an initial term of two years.  
3 Thereafter, all appointments shall be for a four-year term.  
4 Members of the commission shall receive per diem of forty  
5 dollars while engaged in their official duties. The members  
6 shall also be reimbursed for their actual and necessary travel  
7 and other official expenditures necessitated by their official  
8 duties.

9 2. The commission shall elect one of its members as chair-  
10 person. The commission shall meet at the time and place as  
11 specified by call of the chairperson. At least one meeting  
12 shall be held bimonthly. Four members are a quorum for the  
13 transaction of business.

14 Sec. 4. NEW SECTION. 303A.4 POWERS AND DUTIES OF THE  
15 COMMISSION.

16 In carrying out the purposes of section 303A.1, the commis-  
17 sion:

18 1. May receive and expend money for providing programs and  
19 services. The commission may receive, accept, and administer  
20 any moneys appropriated or granted to it, separate from the  
21 general library fund, by the federal government or by any  
22 other public or private agency.

23 2. May enter into interstate library compacts on behalf of  
24 the state of Iowa with any state which legally joins in the  
25 compacts as provided in section 303A.8.

26 3. Shall appoint and evaluate the state librarian who  
27 shall have a master's degree in librarianship from a program  
28 of study accredited by the American library association and  
29 who may be terminated for good cause.

30 4. Shall determine policy for providing information ser-  
31 vice to the three branches of state government and to the  
32 legal and medical communities in this state.

33 5. Shall develop and adopt, in conjunction with the Iowa  
34 regional library system, long-range plans for the continued  
35 improvement of library services in the state. To insure that

1 the concerns of all types of libraries are addressed, the  
2 commission shall establish a long-range planning committee to  
3 review and evaluate progress and report findings and  
4 recommendations to the commission and to the trustees of the  
5 Iowa regional library system at an annual meeting.

6 6. Shall develop in cooperation with the Iowa regional  
7 library system an annual plan of service for the Iowa regional  
8 library system and its individual members to insure  
9 consistency with the state long-range plan.

10 7. Shall coordinate a statewide interregional interlibrary  
11 loan and information network among libraries in this state and  
12 support activities which increase cooperation among all types  
13 of libraries.

14 8. Shall establish and administer a statewide continuing  
15 education program for librarians and trustees.

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18 building construction and space utilization, children's  
19 services, and technological developments.

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21 dition, growth and development of services provided and dis-  
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23 of Iowa.

24 11. Shall foster public awareness of the condition of  
25 libraries in Iowa and of methods to improve library services  
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31 lines for librarians not covered by other accrediting  
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1 15. Shall adopt and enforce rules under chapter 17A and  
2 perform other acts necessary to carry out its powers and  
3 duties under this chapter.

4 Sec. 5. NEW SECTION. 303A.5 DUTIES OF STATE LIBRARIAN.

5 The state librarian shall:

6 1. Organize, staff, and administer the state library.

7 2. Recommend to the commission policies pertaining to  
8 library services as necessary for carrying out the provisions  
9 of this chapter.

10 3. Prepare a budget for the approval of the commission and  
11 administer the budget when approved.

12 4. Cooperate with the members of the Iowa regional library  
13 system, state agency libraries and representatives of the Iowa  
14 library community in considering and developing plans for the  
15 improvement of library services.

16 5. Advise and counsel with the commission on all matters  
17 pertaining to library and information services.

18 6. Carry out all policies of the commission not inconsis-  
19 tent with state law.

20 Sec. 6. NEW SECTION. 303A.6 STATE PUBLICATIONS.

21 Upon issuance of a state publication, a state agency shall  
22 deposit with the state library at no cost to the state  
23 library, seventy-five copies of the publication or a lesser  
24 number if specified by the state library.

25 Sec. 7. NEW SECTION. 303A.7 LIBRARY DEPARTMENTS.

26 The state library shall include, but is not limited to, a  
27 medical library department and a law library department.

28 1. The medical library department shall be headed by a  
29 medical librarian, appointed by the state librarian with the  
30 approval of the commission, subject to chapter 19A. The  
31 medical librarian shall:

32 a. Operate the medical library department which shall  
33 always be available for free use by the residents of Iowa  
34 under rules the commission adopts.

35 b. Give no preference to any school of medicine and shall

1 secure books, periodicals, and pamphlets for every legally  
2 recognized school of medicine without discrimination.

3 c. Perform other duties imposed by law or prescribed by  
4 the rules of the commission.

5 2. The law library department shall be headed by a law  
6 librarian, appointed by the state librarian with the approval  
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20 d. Perform other duties imposed by law or by the rules of  
21 the commission.

22 Sec. 8. Section 303B.1, Code 1985, is amended by striking  
23 the section and inserting in lieu thereof the following:

24 303B.1 REGIONAL LIBRARY SYSTEM ESTABLISHED -- PURPOSES.

25 A regional library system is established to provide sup-  
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28 Sec. 9. Section 303B.4, Code 1985, is amended to read as  
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30 303B.4 TERMS.

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32 day of January following the general election and shall serve  
33 terms of four years, ~~except that trustees elected to the~~  
34 ~~initial board in the year 1974 shall determine their~~  
35 ~~respective terms by lot so that three members shall serve~~

~~1 terms-of-two-years-and-four-members-shall-serve-terms-of-four~~  
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10 303B.6 POWERS AND DUTIES OF REGIONAL TRUSTEES.

11 In carrying out the purposes of section 303B.1, each board  
12 of trustees:

13 1. Shall appoint and evaluate a qualified administrator  
14 who shall have a master's degree in librarianship from a  
15 program of study accredited by the American library  
16 association and who may be terminated for good cause.

17 2. Subject to the approval of the annual plan of service  
18 by the state library commission, may receive and expend state  
19 appropriated funds.

20 3. May receive and expend other funds and receive and  
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22 property, and devises and bequests including trust funds; may  
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10 9. Shall develop and adopt, in cooperation with other mem-  
11 bers of the regional library system and the state library of  
12 Iowa, a long-range plan for the region.

13 10. Shall prepare, in cooperation with all members of the  
14 regional library system and the state library commission, an  
15 annual plan of service.

16 11. Shall provide data and prepare reports as directed by  
17 the state library commission.

18 12. Shall require, as a condition for receiving services,  
19 that a governmental subdivision assure maintenance of local  
20 effort to support the operating expenses of a local library.

21 13. May perform other acts necessary to carry out its  
22 powers and duties under this chapter.

23 Sec. 11. Section 303B.7, Code 1985, is amended by striking  
24 the section and inserting in lieu thereof the following:

25 303B.7 DUTIES OF THE REGIONAL ADMINISTRATOR.

26 A regional administrator shall:

27 1. Act as administrator and executive secretary of the  
28 region in accordance with the objectives and policies adopted  
29 by the regional board and with the intent of this chapter.

30 2. Organize, staff, and administer the regional library so  
31 as to render the greatest benefit to libraries and information  
32 services in the area.

33 3. Advise and counsel with the regional board of trustees  
34 and individual libraries in all matters pertaining to the  
35 improvement of library services in the region.

1 4. Cooperate with other members of the regional library  
2 system, the state library of Iowa and representatives of the  
3 Iowa library community in considering and developing plans for  
4 the improvement of library services in Iowa.

5 5. Carry out the policies of the regional board of  
6 trustees not inconsistent with state law.

7 Sec. 12. Section 303B.8, Code 1985, is amended by striking  
8 the section and inserting in lieu thereof the following:

9 303B.8 ALLOCATION AND ADMINISTRATION OF FUNDS.

10 1. Funds appropriated for the purpose of carrying out this  
11 chapter shall be allocated to regional boards by the state  
12 library commission as follows:

13 a. Sixty percent in proportion to the population served by  
14 each regional board.

15 b. Twenty-five percent proportioned equally among the  
16 regional boards.

17 c. Fifteen percent in proportion to the geographic area  
18 served by each regional board.

19 2. In addition to funds received under subsection 1, a  
20 regional library board may individually or cooperatively apply  
21 to the state library commission for available grants.

22 Sec. 13. Section 18.97, subsection 19, Code 1985, is  
23 amended to read as follows:

24 19. To the ~~depository-library-center-established-pursuant~~  
25 ~~to-section-303A:22~~ state library of Iowa .... 1 copy for each  
26 depository library

27 Sec. 14. The terms of office of members of the state  
28 library commission serving unexpired terms immediately prior  
29 to the effective date of this Act expire on the effective date  
30 of this Act.

31 Sec. 15. Sections 303A.1 through 303A.7, 303A.21 through  
32 303A.24, and 303B.8A, Code 1985, are repealed.

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SENATE FILE 250

H-3571

1 Amend the amendment, H-3543, to Senate File 250, as  
2 amended, passed and reprinted by the Senate as  
3 follows:

4 1. Page 1, by striking lines 4 and 5 and  
5 inserting the following: "following: "Not more than  
6 three of the members appointed by the governor shall  
7 be of the same gender."

H-3571 FILED APRIL 1, 1985 BY SPEAR of Lee

*Adopted 4/12 (p. 1510)*

SENATE FILE 250

H-3770

1 Amend Senate File 250 as follows:

2 1. Page 1, line 1, by inserting after the word  
3 "SECTION." the following: "303A.1".

H-3770 FILED APRIL 12, 1985 BY CARTER of Henry

ADOPTED BY UNANIMOUS CONSENT *(p. 1514)*

SENATE FILE 250

H-3543

1 Amend Senate File 250 as amended, passed and  
2 reprinted by the Senate as follows:

3 1. Page 2, by inserting after line 3 the  
4 following: "No more than a simple majority of the  
5 commission shall be of the same gender."

H-3543 FILED MARCH 29, 1985 BY COMMITTEE ON STATE GOVERNMENT

*Adopted as amended by 3770 4/12 (p. 1511)*

S-3820

SENATE FILE 250  
HOUSE AMENDMENT

1 Amend Senate File 250 as amended, passed and  
2 reprinted by the Senate as follows:

3 1. Page 1, line 1, by inserting after the word  
4 "SECTION." the following: "303A.1".

5 2. Page 2, by inserting after line 3 the  
6 following: "Not more than three of the members  
7 appointed by the governor shall be of the same  
8 gender."

9 3. By renumbering, relettering, or redesignating  
10 and correcting internal references as necessary.

S-3820 Filed April 18, 1985

RECEIVED FROM THE HOUSE

*Senate concurred 4/24/85 (p. 1612)*

STATE GOVERNMENT: Nystrom, Chair; Carr and C. Miller

SSB 149  
St. Govt.

New  
SF 200

SENATE/HOUSE FILE \_\_\_\_\_

BY (PREFILED STATE LIBRARY  
DEPARTMENT BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

### A BILL FOR

1An Act relating to the provision of statewide library services  
2 by the reorganization of the state library of Iowa and the  
3 regional library system.

4BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. DEFINITIONS.

2 As used in this chapter, unless the context otherwise re-  
3 quires:

4 1. "State library" means the state library of Iowa es-  
5 tablished in section 303A.3.

6 2. "Commission" means the state library commission of  
7 Iowa.

8 3. "State agency" means a legislative, executive, or judi-  
9 cial office of the state and all of its respective officers,  
10 departments, divisions, bureaus, boards, commissions, com-  
11 mittees, and state institutions of higher education governed  
12 by the state board of regents.

13 4. "State publications" means all multiple-produced  
14 publications regardless of format which are issued by a state  
15 agency and supported by public funds, but it does not include:

16 a. Correspondence and memoranda intended solely for in-  
17 ternal use within the agency or between agencies.

18 b. Materials excluded from this definition by the commis-  
19 sion through the adoption and enforcement of rules pursuant to  
20 section 303A.4.

21 Sec. 2. NEW SECTION. 303A.2 PURPOSES.

22 The purposes of the state library are to meet the informa-  
23 tional needs of the three branches of state government, to  
24 provide for the improvement of library services to all Iowa  
25 citizens, and to foster development and cooperation among  
26 libraries.

27 Sec. 3. NEW SECTION. 303A.3 STATE LIBRARY AND COMMISSION  
28 ESTABLISHED.

29 1. There is established a state library of Iowa governed  
30 by a seven-member commission. The commission consists of one  
31 member appointed by the state supreme court and six members  
32 appointed by the governor to serve four-year, overlapping  
33 terms beginning and ending as provided in section 69.19. Of  
34 the governor's appointees, one member shall be from the  
35 medical profession and five members selected at large. Of the

1 appointees to the initial commission, three gubernatorial  
2 appointees shall be appointed to an initial term of two years.  
3 Thereafter, all appointments shall be for a four-year term.  
4 Members of the commission shall receive per diem of forty  
5 dollars while engaged in their official duties. The members  
6 shall also be reimbursed for their actual and necessary travel  
7 and other official expenditures necessitated by their official  
8 duties.

9 2. The commission shall elect one of its members as chair-  
10 person. The commission shall meet at the time and place as  
11 specified by call of the chairperson. At least one meeting  
12 shall be held bimonthly. Four members are a quorum for the  
13 transaction of business.

14 Sec. 4. NEW SECTION. 303A.4 POWERS AND DUTIES OF THE  
15 COMMISSION.

16 In carrying out the purposes of section 303A.1, the commis-  
17 sion:

18 1. May receive and expend money for providing programs and  
19 services. The commission may receive, accept, and administer  
20 any moneys appropriated or granted to it, separate from the  
21 general library fund, by the federal government or by any  
22 other public or private agency.

23 2. May enter into interstate library compacts on behalf of  
24 the state of Iowa with any state which legally joins in the  
25 compacts as provided in section 303A.8.

26 3. Shall appoint and evaluate the state librarian who  
27 shall have a master's degree in librarianship from a program  
28 of study accredited by the American library association and  
29 who may be terminated for good cause.

30 4. Shall determine policy for providing information ser-  
31 vice to the three branches of state government and to the  
32 legal and medical communities in this state.

33 5. Shall develop and adopt, in conjunction with the Iowa  
34 regional library system, long-range plans for the continued  
35 improvement of library services in the state. To insure that

1 the concerns of all types of libraries are addressed, the  
2 commission shall establish a long-range planning committee to  
3 review and evaluate progress and report findings and  
4 recommendations to the commission and to the trustees of the  
5 Iowa regional library system at an annual meeting.

6 6. Shall develop in cooperation with the Iowa regional  
7 library system an annual plan of service for the Iowa regional  
8 library system and its individual members to insure  
9 consistency with the state long-range plan.

10 7. Shall coordinate a statewide interregional interlibrary  
11 loan and information network among libraries in this state and  
12 support activities which increase cooperation among all types  
13 of libraries.

14 8. Shall establish and administer a statewide continuing  
15 education program for librarians and trustees.

16 9. Shall give to libraries advice and counsel in  
17 specialized areas which may include, but are not limited to,  
18 building construction and space utilization, children's  
19 services, and technological developments.

20 10. Shall obtain from libraries reports showing the con-  
21 dition, growth and development of services provided and dis-  
22 seminate this information in a timely manner to the citizens  
23 of Iowa.

24 11. Shall foster public awareness of the condition of  
25 libraries in Iowa and of methods to improve library services  
26 to the citizens of the state.

27 12. Shall establish and administer standards for state  
28 agency libraries, the Iowa regional library system, and public  
29 libraries.

30 13. Shall establish and administer certification guide-  
31 lines for librarians not covered by other accrediting  
32 agencies.

33 14. Shall establish and administer a program for the col-  
34 lection and distribution of state publications to depository  
35 libraries.

1 15. Shall adopt and enforce rules under chapter 17A and  
2 perform other acts necessary to carry out its powers and  
3 duties under this chapter.

4 Sec. 5. NEW SECTION. 303A.5 DUTIES OF STATE LIBRARIAN.

5 The state librarian shall:

6 1. Organize, staff, and administer the state library.

7 2. Recommend to the commission policies pertaining to  
8 library services as necessary for carrying out the provisions  
9 of this chapter.

10 3. Prepare a budget for the approval of the commission and  
11 administer the budget when approved.

12 4. Cooperate with the members of the Iowa regional library  
13 system, state agency libraries and representatives of the Iowa  
14 library community in considering and developing plans for the  
15 improvement of library services.

16 5. Advise and counsel with the commission on all matters  
17 pertaining to library and information services.

18 6. Carry out all policies of the commission not inconsis-  
19 tent with state law.

20 Sec. 6. NEW SECTION. 303A.6 STATE PUBLICATIONS.

21 Upon issuance of a state publication, a state agency shall  
22 deposit with the state library at no cost to the state  
23 library, seventy-five copies of the publication or a lesser  
24 number if specified by the state library.

25 Sec. 7. NEW SECTION. 303A.7 LIBRARY DIVISIONS.

26 The state library shall include, but is not limited to, a  
27 medical library division and a law library division.

28 1. The medical library division shall be headed by a medi-  
29 cal librarian, appointed by the state librarian with the ap-  
30 proval of the commission, subject to chapter 19A. The medical  
31 librarian shall:

32 a. Operate the medical library division which shall always  
33 be available for free use by the residents of Iowa under rules  
34 the commission adopts.

35 b. Give no preference to any school of medicine and shall

1 secure books, periodicals, and pamphlets for every legally  
2 recognized school of medicine without discrimination.

3 c. Perform other duties imposed by law or prescribed by  
4 the rules of the commission.

5 2. The law library division shall be headed by a law  
6 librarian, appointed by the state librarian with the approval  
7 of the commission and the Iowa supreme court, subject to chap-  
8 ter 19A. The law librarian shall:

9 a. Operate the law library division which shall be main-  
10 tained in the state capitol or in rooms convenient to the  
11 state supreme court and which shall be available for free use  
12 by the residents of Iowa under rules the commission adopts.

13 b. Maintain, as an integral part of the law library, re-  
14 ports of various boards and agencies and copies of bills,  
15 journals and other information relating to current or proposed  
16 legislation.

17 c. Arrange to make exchanges of all printed material pub-  
18 lished by the several states and the government of the United  
19 States.

20 d. Perform other duties imposed by law or by the rules of  
21 the commission.

22 Sec. 8. Section 303B.1, Code 1985, is amended by striking  
23 the section and inserting in lieu thereof the following:

24 303B.1 REGIONAL LIBRARY SYSTEM ESTABLISHED -- PURPOSES.

25 A regional library system is established to provide sup-  
26 porting services to libraries and to encourage local financial  
27 support for library services.

28 Sec. 9. Section 303B.4, Code 1985, is amended to read as  
29 follows:

30 303B.4 TERMS.

31 Regional library trustees shall take office on the first  
32 day of January following the general election and shall serve  
33 terms of four years, ~~except that trustees elected to the~~  
34 ~~initial board in the year 1974 shall determine their~~  
35 ~~respective terms by lot so that three members shall serve~~

1 ~~terms-of-two-years-and-four-members-shall-serve-terms-of-four~~  
2 years. A vacancy shall be filled when it occurs not less than  
3 ninety days before the next general election by appointment by  
4 the regional board for the unexpired term. No trustee shall  
5 serve on a local library board or be employed by a library  
6 during the trustee's term of office as a regional library  
7 trustee.

8 Sec. 10. Section 303B.6, Code 1985, is amended by striking  
9 the section and inserting in lieu thereof the following:

10 303B.6 POWERS AND DUTIES OF REGIONAL TRUSTEES.

11 In carrying out the purposes of section 303B.1, each board  
12 of trustees:

13 1. Shall appoint and evaluate a qualified administrator  
14 who shall have a master's degree in librarianship from a  
15 program of study accredited by the American library  
16 association and who may be terminated for good cause.

17 2. Subject to the approval of the annual plan of service  
18 by the state library commission, may receive and expend state  
19 appropriated funds.

20 3. May receive and expend other funds and receive and  
21 expend gifts of real property, personal property or mixed  
22 property, and devises and bequests including trust funds; may  
23 take title to the property; may execute deeds and bills of  
24 sale for the conveyance of the property; and may expend the  
25 funds received from the gifts.

26 4. May accept and administer trusts and may authorize  
27 nonprofit foundations acting solely for the support of the  
28 regional library to accept and administer trusts deemed by the  
29 board to be beneficial to the operation of the regional  
30 library. Notwithstanding section 633.63, the board and the  
31 nonprofit foundation may act as trustees in these instances.  
32 The board shall require that moneys belonging to a nonprofit  
33 foundation be audited annually.

34 5. May contract with libraries, library agencies, private  
35 corporations or individuals to improve library service.

1 6. May acquire land and construct or lease facilities to  
2 carry out the provisions of this chapter.

3 7. Shall provide consultation and educational programs for  
4 library staff and trustees concerning all facets of library  
5 management and operation.

6 8. Shall provide interlibrary loan and information ser-  
7 vices intraregionally, but which are capable of being linked  
8 interregionally, according to the standards developed by the  
9 state library commission.

10 9. Shall develop and adopt, in cooperation with other mem-  
11 bers of the regional library system and the state library of  
12 Iowa, a long-range plan for the region.

13 10. Shall prepare, in cooperation with all members of the  
14 regional library system and the state library commission, an  
15 annual plan of service.

16 11. Shall provide data and prepare reports as directed by  
17 the state library commission.

18 12. Shall require, as a condition for receiving services,  
19 that a governmental subdivision assure maintenance of local  
20 effort to support the operating expenses of a local library.

21 13. May perform other acts necessary to carry out its  
22 powers and duties under this chapter.

23 Sec. 11. Section 303B.7, Code 1985, is amended by striking  
24 the section and inserting in lieu thereof the following:

25 303B.7 DUTIES OF THE REGIONAL ADMINISTRATOR.

26 A regional administrator shall:

27 1. Act as administrator and executive secretary of the  
28 region in accordance with the objectives and policies adopted  
29 by the regional board and with the intent of this chapter.

30 2. Organize, staff, and administer the regional library so  
31 as to render the greatest benefit to libraries and information  
32 services in the area.

33 3. Advise and counsel with the regional board of trustees  
34 and individual libraries in all matters pertaining to the  
35 improvement of library services in the region.

1 4. Cooperate with other members of the regional library  
2 system, the state library of Iowa and representatives of the  
3 Iowa library community in considering and developing plans for  
4 the improvement of library services in Iowa.

5 5. Carry out the policies of the regional board of  
6 trustees not inconsistent with state law.

7 Sec. 12. Section 303B.8, Code 1985, is amended by striking  
8 the section and inserting in lieu thereof the following:

9 303B.8 ALLOCATION AND ADMINISTRATION OF FUNDS.

10 1. Funds appropriated for the purpose of carrying out this  
11 chapter shall be allocated to regional boards by the state  
12 library commission as follows:

13 a. Sixty percent in proportion to the population served by  
14 each regional board.

15 b. Twenty-five percent proportioned equally among the  
16 regional boards.

17 c. Fifteen percent in proportion to the geographic area  
18 served by each regional board.

19 2. In addition to funds received under subsection 1, a  
20 regional library board may individually or cooperatively apply  
21 to the state library commission for available grants.

22 Sec. 13. Section 18.97, subsection 19, Code 1985, is  
23 amended to read as follows:

24 19. To the depository-~~library-center-established-pursuant~~  
25 ~~to-section-303A-22~~ state library of Iowa .... 1 copy for each  
26 depository library

27 Sec. 14. The terms of office of members of the state  
28 library commission serving unexpired terms immediately prior  
29 to the effective date of this Act expire on the effective date  
30 of this Act.

31 Sec. 15. Sections 303A.1 through 303A.7, 303A.21 through  
32 303A.24, and 303B.8A, Code 1985, are repealed.

33 EXPLANATION

34 This bill provides for the reorganization of the state  
35 library system by creating a state library of Iowa in lieu of

1 the library department and a seven-member state library com-  
2 mission to replace the current five-member commission. The  
3 state library will have at least two divisions, the medical  
4 library and the law library. The current military library  
5 division is not specifically included.

6 The state library commission is given authority to develop  
7 and implement long-range plans for library improvements in  
8 cooperation with the regional library boards of trustees.

9 The regional library trustees are authorized to receive and  
10 administer gifts of property or money, to administer trusts  
11 for library purposes, to acquire or lease land or property for  
12 library facilities and to enter into agreements with nonprofit  
13 foundations for financial purposes.

14 The bill also removes reference to the formula which pro-  
15 vided equal distribution of state appropriations until the new  
16 formula went into effect on July 1, 1984.

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SENATE FILE 250

AN ACT

RELATING TO THE PROVISION OF STATEWIDE LIBRARY SERVICES BY  
THE REORGANIZATION OF THE STATE LIBRARY OF IOWA AND THE  
REGIONAL LIBRARY SYSTEM.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 303A.1 DEFINITIONS.

As used in this chapter, unless the context otherwise requires:

1. "State library" means the state library of Iowa established in section 303A.3.
2. "Commission" means the state library commission of Iowa.
3. "State agency" means a legislative, executive, or judicial office of the state and all of its respective officers, departments, divisions, bureaus, boards, commissions, committees, and state institutions of higher education governed by the state board of regents.
4. "State publications" means all multiple produced publications regardless of format which are issued by a state agency and supported by public funds, but it does not include:
  - a. Correspondence and memoranda intended solely for internal use within the agency or between agencies.
  - b. Materials excluded from this definition by the commission through the adoption and enforcement of rules pursuant to section 303A.4.

Sec. 2. NEW SECTION. 303A.2 PURPOSES.

The purposes of the state library are to meet the informational needs of the three branches of state government, to provide for the improvement of library services to all Iowa citizens, and to foster development and cooperation among libraries.

Sec. 3. NEW SECTION. 303A.3 STATE LIBRARY AND COMMISSION ESTABLISHED.

1. There is established a state library of Iowa governed by a seven-member commission. The commission consists of one member appointed by the state supreme court and six members appointed by the governor to serve four-year, overlapping terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession and five members selected at large. Of the appointees to the initial commission, three gubernatorial appointees shall be appointed to an initial term of two years. Thereafter, all appointments shall be for a four-year term. Not more than three of the members appointed by the governor shall be of the same gender. Members of the commission shall receive per diem of forty dollars while engaged in their official duties. The members shall also be reimbursed for their actual and necessary travel and other official expenditures necessitated by their official duties.

2. The commission shall elect one of its members as chairperson. The commission shall meet at the time and place as specified by call of the chairperson. At least one meeting shall be held bimonthly. Four members are a quorum for the transaction of business.

Sec. 4. NEW SECTION. 303A.4 POWERS AND DUTIES OF THE COMMISSION.

In carrying out the purposes of section 303A.1, the commission:

1. May receive and expend money for providing programs and services. The commission may receive, accept, and administer any moneys appropriated or granted to it, separate from the general library fund, by the federal government or by any other public or private agency.

2. May enter into interstate library compacts on behalf of the state of Iowa with any state which legally joins in the compacts as provided in section 303A.8.

3. Shall appoint and evaluate the state librarian who shall have a master's degree in librarianship from a program of study accredited by the American library association and who may be terminated for good cause.

4. Shall determine policy for providing information service to the three branches of state government and to the legal and medical communities in this state.

5. Shall develop and adopt, in conjunction with the Iowa regional library system, long-range plans for the continued improvement of library services in the state. To insure that the concerns of all types of libraries are addressed, the commission shall establish a long-range planning committee to review and evaluate progress and report findings and recommendations to the commission and to the trustees of the Iowa regional library system at an annual meeting.

6. Shall develop in cooperation with the Iowa regional library system an annual plan of service for the Iowa regional library system and its individual members to insure consistency with the state long-range plan.

7. Shall coordinate a statewide interregional interlibrary loan and information network among libraries in this state and support activities which increase cooperation among all types of libraries.

8. Shall establish and administer a statewide continuing education program for librarians and trustees.

9. Shall give to libraries advice and counsel in specialized areas which may include, but are not limited to, building construction and space utilization, children's services, and technological developments.

10. Shall obtain from libraries reports showing the condition, growth and development of services provided and disseminate this information in a timely manner to the citizens of Iowa.

11. Shall foster public awareness of the condition of libraries in Iowa and of methods to improve library services to the citizens of the state.

12. Shall establish and administer standards for state agency libraries, the Iowa regional library system, and public libraries.

13. Shall establish and administer certification guidelines for librarians not covered by other accrediting agencies.

14. Shall establish and administer a program for the collection and distribution of state publications to depository libraries.

15. Shall adopt and enforce rules under chapter 17A and perform other acts necessary to carry out its powers and duties under this chapter.

Sec. 5. NEW SECTION. 303A.5 DUTIES OF STATE LIBRARIAN.

The state librarian shall:

1. Organize, staff, and administer the state library.

2. Recommend to the commission policies pertaining to library services as necessary for carrying out the provisions of this chapter.

3. Prepare a budget for the approval of the commission and administer the budget when approved.

4. Cooperate with the members of the Iowa regional library system, state agency libraries and representatives of the Iowa library community in considering and developing plans for the improvement of library services.

5. Advise and counsel with the commission on all matters pertaining to library and information services.

6. Carry out all policies of the commission not inconsistent with state law.

Sec. 6. NEW SECTION. 303A.6 STATE PUBLICATIONS.

Upon issuance of a state publication, a state agency shall deposit with the state library at no cost to the state library, seventy-five copies of the publication or a lesser number if specified by the state library.

Sec. 7. NEW SECTION. 303A.7 LIBRARY DEPARTMENTS.

The state library shall include, but is not limited to, a medical library department and a law library department.

1. The medical library department shall be headed by a medical librarian, appointed by the state librarian with the approval of the commission, subject to chapter 19A. The medical librarian shall:

- a. Operate the medical library department which shall always be available for free use by the residents of Iowa under rules the commission adopts.
- b. Give no preference to any school of medicine and shall secure books, periodicals, and pamphlets for every legally recognized school of medicine without discrimination.
- c. Perform other duties imposed by law or prescribed by the rules of the commission.

2. The law library department shall be headed by a law librarian, appointed by the state librarian with the approval of the commission and the Iowa supreme court, subject to chapter 19A. The law librarian shall:

- a. Operate the law library department which shall be maintained in the state capitol or in rooms convenient to the state supreme court and which shall be available for free use by the residents of Iowa under rules the commission adopts.
- b. Maintain, as an integral part of the law library, reports of various boards and agencies and copies of bills, journals and other information relating to current or proposed legislation.
- c. Arrange to make exchanges of all printed material published by the several states and the government of the United States.
- d. Perform other duties imposed by law or by the rules of the commission.

Sec. 8. Section 303B.1, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.1 REGIONAL LIBRARY SYSTEM ESTABLISHED -- PURPOSES.

A regional library system is established to provide supporting services to libraries and to encourage local financial support for library services.

Sec. 9. Section 303B.4, Code 1985, is amended to read as follows:

303B.4 TERMS.

Regional library trustees shall take office on the first day of January following the general election and shall serve terms of four years~~7-except that trustees elected to the initial board in the year 1974 shall determine their respective terms by lot so that three members shall serve terms of two years and four members shall serve terms of four years.~~ A vacancy shall be filled when it occurs not less than ninety days before the next general election by appointment by the regional board for the unexpired term. No trustee shall serve on a local library board or be employed by a library during the trustee's term of office as a regional library trustee.

Sec. 10. Section 303B.6, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.6 POWERS AND DUTIES OF REGIONAL TRUSTEES.

In carrying out the purposes of section 303B.1, each board of trustees:

1. Shall appoint and evaluate a qualified administrator who shall have a master's degree in librarianship from a program of study accredited by the American library association and who may be terminated for good cause.
2. Subject to the approval of the annual plan of service by the state library commission, may receive and expend state appropriated funds.
3. May receive and expend other funds and receive and expend gifts of real property, personal property or mixed property, and devises and bequests including trust funds; may take title to the property; may execute deeds and bills of sale for the conveyance of the property; and may expend the funds received from the gifts.

4. May accept and administer trusts and may authorize nonprofit foundations acting solely for the support of the regional library to accept and administer trusts deemed by the board to be beneficial to the operation of the regional library. Notwithstanding section 633.63, the board and the nonprofit foundation may act as trustees in these instances. The board shall require that moneys belonging to a nonprofit foundation be audited annually.

5. May contract with libraries, library agencies, private corporations or individuals to improve library service.

6. May acquire land and construct or lease facilities to carry out the provisions of this chapter.

7. Shall provide consultation and educational programs for library staff and trustees concerning all facets of library management and operation.

8. Shall provide interlibrary loan and information services intraregionally, but which are capable of being linked interregionally, according to the standards developed by the state library commission.

9. Shall develop and adopt, in cooperation with other members of the regional library system and the state library of Iowa, a long range plan for the region.

10. Shall prepare, in cooperation with all members of the regional library system and the state library commission, an annual plan of service.

11. Shall provide data and prepare reports as directed by the state library commission.

12. Shall require, as a condition for receiving services, that a governmental subdivision assure maintenance of local effort to support the operating expenses of a local library.

13. May perform other acts necessary to carry out its powers and duties under this chapter.

Sec. 11. Section 303B.7, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.7 DUTIES OF THE REGIONAL ADMINISTRATOR.

A regional administrator shall:

1. Act as administrator and executive secretary of the region in accordance with the objectives and policies adopted by the regional board and with the intent of this chapter.

2. Organize, staff, and administer the regional library so as to render the greatest benefit to libraries and information services in the area.

3. Advise and counsel with the regional board of trustees and individual libraries in all matters pertaining to the improvement of library services in the region.

4. Cooperate with other members of the regional library system, the state library of Iowa and representatives of the Iowa library community in considering and developing plans for the improvement of library services in Iowa.

5. Carry out the policies of the regional board of trustees not inconsistent with state law.

Sec. 12. Section 303B.8, Code 1985, is amended by striking the section and inserting in lieu thereof the following:

303B.8 ALLOCATION AND ADMINISTRATION OF FUNDS.

1. Funds appropriated for the purpose of carrying out this chapter shall be allocated to regional boards by the state library commission as follows:

a. Sixty percent in proportion to the population served by each regional board.

b. Twenty-five percent proportioned equally among the regional boards.

c. Fifteen percent in proportion to the geographic area served by each regional board.

2. In addition to funds received under subsection 1, a regional library board may individually or cooperatively apply to the state library commission for available grants.

Sec. 13. Section 18.97, subsection 19, Code 1985, is amended to read as follows:

19. To the depository-library center established pursuant to section 30.1A-22 state library of Iowa .... 1 copy for each depository library

Sec. 14. The terms of office of members of the state library commission serving unexpired terms immediately prior to the effective date of this Act expire on the effective date of this Act.

Sec. 15. Sections 303A.1 through 303A.7, 303A.21 through 303A.24, and 303B.8A, Code 1985, are repealed.

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ROBERT T. ANDERSON  
President of the Senate

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DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 250, Seventy-first General Assembly.

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K. MARIE THAYER  
Secretary of the Senate

Approved May 29, 1985

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TERRY E. BRANSTAD  
Governor