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SENATE FILE 329

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

A BILL FOR

1 An Act establishing the enrich Iowa program for eligible public  
2 libraries, making an appropriation, and providing an effective  
3 date.

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

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SF 329  
EDUCATION

1 Section 1. DEPARTMENT OF EDUCATION. There is appropriated  
2 from the general fund of the state to the department of  
3 education for the fiscal year beginning July 1, 1999, and  
4 ending June 30, 2000, the following amount, or so much thereof  
5 as is necessary, to be used for the purposes designated:

6 For allocation to the state library for purposes of the  
7 enrich Iowa program as provided in section 256.57:

8 ..... \$ 1,000,000

9 Notwithstanding section 8.33, moneys appropriated in this  
10 section that remain unencumbered or unobligated at the close  
11 of the fiscal year shall not revert but shall remain available  
12 for expenditure for the purposes designated until the close of  
13 the succeeding fiscal year.

14 Sec. 2. NEW SECTION. 256.57 ENRICH IOWA PROGRAM --  
15 INTENT.

16 1. The general assembly finds and declares that the public  
17 library is at the heart of each community, an integral  
18 component in this state's education system, and an invaluable  
19 source of wisdom and knowledge for this state's lifelong  
20 learners. It is therefore in the interest of the citizens of  
21 Iowa that a comprehensive initiative be undertaken to reduce  
22 inequities in the provision of library services throughout the  
23 state and to provide public libraries with the funds necessary  
24 to meet the present and future needs of this state's citizens.

25 2. If the general assembly appropriates moneys for the  
26 enrich Iowa program, the enrich Iowa program is created within  
27 the department to be administered by the division. Funds  
28 appropriated for purposes of the enrich Iowa program shall be  
29 distributed by the division to eligible public libraries that  
30 are in compliance with performance measures adopted by rule by  
31 the commission. The amount distributed to each eligible  
32 public library shall be based upon the following:

33 a. The level of compliance by the eligible public library  
34 with the performance measures adopted by the commission as  
35 provided in this subsection.

1     b. The number of people residing within an eligible  
2 library's geographic service area for whom the library  
3 provides services.

4     c. The amount of other funding the eligible public library  
5 received in the previous fiscal year for providing services to  
6 rural residents and to contracting communities.

7     3. Moneys received by a public library under this section  
8 shall supplement, not supplant, any other funding received by  
9 the library.

10    4. For purposes of this section, "eligible public library"  
11 means a public library that meets at least all of the  
12 following requirements:

13    a. Submits to the division all of the following:

14      (1) The report provided for under section 256.51,  
15 subsection 1, paragraph "h".

16      (2) An application and accreditation report, in a format  
17 approved by the commission, that provides evidence of the  
18 library's compliance with at least one level of the standards  
19 established in accordance with section 256.51, subsection 1,  
20 paragraph "k".

21      (3) Any other application or report the division deems  
22 necessary for the implementation of the enrich Iowa program.

23    b. Participates in the library resource and information  
24 sharing programs established by the state library.

25    c. Is a public library established by city ordinance or a  
26 county library as provided in chapter 336.

27    5. Each eligible public library shall maintain a separate  
28 listing within their budgets for payments received and  
29 expenditures made pursuant to this section, and shall annually  
30 submit this listing to the division.

31    6. By January 15 of each year, the division shall submit a  
32 program evaluation report to the general assembly and the  
33 governor detailing the uses and the impacts of funds  
34 appropriated under this section.

35    Sec. 3. EMERGENCY RULES. The commission of libraries

1 shall adopt emergency rules under section 17A.4, subsection 2,  
2 and section 17A.5, subsection 2, paragraph "b", adopting the  
3 performance measures referred to in 286 IAC 3.6, and the rules  
4 shall be effective immediately upon filing unless a later date  
5 is specified in the rules. Any rules adopted in accordance  
6 with this section shall also be published as a notice of  
7 intended action as provided in section 17A.4.

8 Sec. 4. EFFECTIVE DATE. Section 3 of this Act, relating  
9 to emergency rules, being deemed of immediate importance,  
10 takes effect upon enactment.

11 EXPLANATION

12 This bill establishes the enrich Iowa program within the  
13 department of education and administered by the division of  
14 libraries and information services and appropriates \$1,000,000  
15 from the general fund of the state for direct distribution to  
16 eligible city and county public libraries in compliance with  
17 performance measures adopted by the commission of libraries.

18 The amount distributed to a library under the bill shall be  
19 based upon compliance, the number of people residing within  
20 the library's geographic service area, and the amount of  
21 funding the library received in the previous fiscal year for  
22 service to rural residents and to contracting communities.

23 Each eligible public library shall maintain a separate  
24 listing within its budget for payments received and  
25 expenditures under the program, and must annually submit the  
26 listing to the division.

27 The bill directs the division to submit, by January 15 of  
28 each year, a program evaluation report to the general assembly  
29 and the governor detailing the use and the impact of funds  
30 appropriated.

31 The bill directs the commission of libraries to adopt  
32 emergency rules setting forth the performance measures  
33 referred to in 286 IAC 3.6, and the rules shall be effective  
34 immediately upon filing unless a later date is specified in  
35 the rules. This provision takes effect upon enactment.