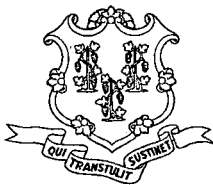


2006

Connecticut General Assembly



SENATE BILLS

Bill No. 630

Resolutions _____

Committee Bills _____

CONNECTICUT STATE LIBRARY
LEGISLATIVE REFERENCE SECTION



General Assembly
February Session, 2006

Raised Bill No.

630

LCO No. 2756



Referred to Committee on

EDUCATION

Introduced by:
(ED)

AN ACT CONCERNING PUBLIC LIBRARIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 11-1 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2006*):

3 (a) The State Library Board shall consist of the Chief Justice of the
4 Supreme Court or his designee, the Chief Court Administrator or his
5 designee, the Commissioner of Education or his designee and five
6 electors to be appointed by the Governor for terms of five years from
7 July first in the year of their appointment. The terms of all members
8 appointed prior to July 1, 1987, shall terminate on June 30, 1987.
9 Commencing on July 1, 1987, appointments to the board shall be made
10 as follows: Five members shall be appointed by the Governor, one of
11 whom shall be an experienced librarian, one of whom shall be an
12 experienced archivist and one of whom shall be an experienced
13 museum professional; and one member each shall be appointed by the
14 president pro tempore of the Senate, the minority leader of the Senate,
15 the speaker of the House of Representatives and the minority leader of
16 the House. The term of each member of the board commencing on or
17 after July 1, 1987, shall be coterminous with the term of the appointing

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18 authority. The appointing authority shall fill any vacancy in the office
19 of an appointed member for the unexpired portion of the term. The
20 Chief Justice may designate any judge of the Supreme Court to serve in
21 his place.

22 (b) The board may elect annually a chairman from its members to
23 serve a term of one year from his election or until his successor is
24 elected. The chairman shall represent the board in certifying such
25 actions as the board may approve. The board shall provide for the
26 supervision of the State Library by a State Librarian who shall serve as
27 the chief administrative officer of the board and shall have
28 administrative authority over the State Library and responsibility for
29 its supervision.

30 (c) The board shall meet at least once during each calendar quarter
31 and at such other times as the chairman deems necessary or upon the
32 request of a majority of members in office. A majority of the members
33 in office, but not less than four, shall constitute a quorum. Any
34 appointed member who fails to attend three consecutive meetings or
35 who fails to attend fifty per cent of all meetings held during any
36 calendar year shall be deemed to have resigned from office.

37 (d) The State Library Board shall appoint the State Librarian. Except
38 when specifically prohibited by the conditions, if any, upon which a
39 gift was created or by a conditional sales agreement, the board is
40 authorized to sell, trade or otherwise dispose of any unwanted
41 duplicate, out-of-date or irrelevant materials within the collections of
42 the State Library, provided that the monetary proceeds of such a
43 transaction, if any, shall be deemed to be funds from private sources.
44 The State Library Board is authorized to establish a nonprofit
45 foundation for the purpose of raising funds from private sources to
46 enhance the collections and programs of the library and the Raymond
47 E. Baldwin Museum of Connecticut History and Heritage. All funds
48 from private sources shall be held in the manner prescribed by sections
49 4-37e to 4-37j, inclusive, for use in furthering any purpose the board

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50 considers to be in harmony with the original purpose of the gift or
 51 purchase of such materials. The board shall engage in planning for
 52 state-wide library service, other than for school libraries, and for the
 53 establishment of a research center to facilitate the most effective use of
 54 materials in public, university, professional and industrial libraries and
 55 may take such action as is necessary to secure maximum state
 56 participation in federal aid for public libraries, for scholarships for
 57 students of library science and for cooperative library projects. The
 58 board may, by regulation, establish standards for principal public
 59 libraries and procedures for naming such libraries and periodically
 60 review the same. To carry out its duties under the general statutes, the
 61 board may make contracts, subject to the approval of the Attorney
 62 General and to any appropriations made for such purpose or the
 63 availability of other public or private funds.

64 (e) The State Library Board shall be within the Department of
 65 Education for administrative purposes only.

66 [(f) The State Library Board shall report biennially to the General
 67 Assembly.]

68 [(g)] (f) (1) The State Library Board shall appoint an advisory
 69 council for library planning and development. The council shall assist
 70 the board with the development of state and federal library plans,
 71 advise the board on state policies and activities for library
 72 development, cooperation among different types of libraries and use of
 73 automated communication systems to support cooperative
 74 information services and assist the board in evaluating the usefulness
 75 of such activities to residents of the state.

76 (2) The council shall consist of the following persons: Three public
 77 library representatives, one of whom shall be from a tax-supported
 78 public library serving a population of less than ten thousand, one of
 79 whom shall be from such a library serving a population of ten
 80 thousand or more and less than one hundred thousand and one of
 81 whom shall be from such a library serving a population of one

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82 hundred thousand or more; one representative of a cooperating library
83 service unit; one representative of libraries which participate in shared
84 automated library systems; one representative of the Connecticut
85 Library Association; one special library representative; one
86 representative from the academic library community; one
87 representative from the school library community; one representative
88 of institution libraries; one representative of a library serving the
89 handicapped; one representative from the Department of Education;
90 one representative from the Department of Higher Education; and six
91 users of libraries represented on the council. The State Librarian shall
92 represent the board and shall be an ex-officio, nonvoting member. The
93 council shall designate one of its members to serve as a liaison to the
94 board.

95 (3) Except for members of the council who represent state agencies,
96 nine of the members first appointed shall serve for a term of one year,
97 eight of such members shall serve for a term of two years and
98 thereafter members shall serve for a term of two years. The State
99 Library Board shall determine which of the members first appointed
100 shall serve for a term of one year and which of such members shall
101 serve for a term of two years. [Members may be reappointed once.]
102 The members of the council shall receive no compensation for their
103 services but may be reimbursed for any necessary expenses incurred in
104 the performance of their duties.

105 (4) To achieve its purposes, the council may form task forces to
106 address specific library issues. The task forces shall include
107 representatives from the library community and users of libraries who
108 possess expertise in the subject areas addressed by the task forces.

109 Sec. 2. Section 11-2 of the general statutes is repealed and the
110 following is substituted in lieu thereof (*Effective July 1, 2006*):

111 The State Library shall maintain programs for library development
112 and reader services. The State Librarian shall be the administrative
113 officer of the State Library and shall administer, coordinate and

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114 supervise the library. In order to carry out the duties of the State
 115 Librarian required by law, the State Librarian may enter into contracts,
 116 subject to the approval of the Attorney General and within any
 117 available appropriations or other funds available from the public or
 118 private sector. The State Librarian shall have the authority to sign
 119 contracts approved by the State Library Board in accordance with the
 120 policies established by the State Library Board. The State Librarian [,
 121 with the approval of the State Library Board,] may appoint members of
 122 the staff of the State Library. Members of the staff of the State Library
 123 employed in positions requiring graduation from a library school shall
 124 be members of the unclassified service. The State Librarian may
 125 purchase books and other library resources for the State Library. [such
 126 books as the State Library Board directs or authorizes. He is authorized
 127 and directed to] The State Librarian shall distribute copies of the files
 128 of each act favorably reported by any committee of the General
 129 Assembly and printed in the files to each high school and university in
 130 the state, upon request.

131 Sec. 3. Section 11-9b of the general statutes is repealed and the
 132 following is substituted in lieu thereof (*Effective July 1, 2006*):

133 As used in this section and sections 11-9c and 11-9d, as amended by
 134 this act:

135 (a) "State publications" means all publications printed or [published]
 136 otherwise produced in tangible form, and all publications produced in
 137 electronic or other intangible form, by or under the direction of the
 138 state or any officer thereof, or any other agency supported wholly or in
 139 part by state funds;

140 (b) ["Printed" means all forms of printing and duplicating,]
 141 "Publication means any document issued by a state agency that is
 142 available to the public, regardless of format or purpose, including
 143 legislatively mandated reports, with the exception of routine
 144 correspondence; [and interoffice memoranda;]

145 (c) "State agency" means every state office, officer, department,
146 division, bureau, board and commission, permanent or temporary in
147 nature, whether legislative, executive or judicial, and any subdivisions
148 of each, including state-supported institutions of higher education;

149 (d) "Depository library" means the designated library for collecting,
150 maintaining and making available to the general public Connecticut
151 state agency publications.

152 Sec. 4. Section 11-9c of the general statutes is repealed and the
153 following is substituted in lieu thereof (*Effective July 1, 2006*):

154 The State Library shall administer [a Connecticut state publications
155 collection] and provide access to the public, on a permanent basis, to a
156 collection of tangible publications, and to a digital archive of intangible
157 publications, and a depository library system. The State Library shall:
158 (1) Establish and administer, with the approval of the State Library
159 Board, such rules and regulations as may be deemed necessary to carry
160 out the provisions of sections 11-9b to 11-9d, inclusive; (2) develop and
161 maintain standards for depository libraries, including ascertaining
162 their geographical distribution, with the approval of the State Library
163 Board; (3) enter into depository contracts with libraries that meet the
164 standards for eligibility established by the State Library; (4) annually
165 advise designated staff in each agency, required by section 11-9d, of
166 the number of copies of tangible publications needed for distribution;
167 (5) receive from state agencies on or about publication date the
168 specified number of copies of each publication; (6) receive on or about
169 publication date, copies of, or notice of existence, availability and
170 location of intangible publications; (7) retain sufficient copies in the
171 Connecticut State Library for preservation, reference and interlibrary
172 loan purposes; [(7) distribute two copies of each publication to the
173 Library of Congress and one copy to an additional national or regional
174 research library designated by the State Library;] (8) distribute copies
175 of tangible publications to depository libraries within the state in
176 accordance with the terms of their depository contracts and to libraries

177 outside the state in accordance with any agreements entered into for
 178 the exchange of state publications; and (9) publish [periodically, but at
 179 least quarterly, and distribute to depository and other libraries in
 180 Connecticut, other state libraries, state legislators and state agencies
 181 and libraries, upon request, an official indexed list of Connecticut state
 182 publications with an annual cumulated index] annually the official list
 183 of state publications.

184 Sec. 5. Section 11-9d of the general statutes is repealed and the
 185 following is substituted in lieu thereof (*Effective July 1, 2006*):

186 (a) Designated staff in each state agency shall be responsible for (1)
 187 supplying the tangible publications of that agency to the State Library,
 188 and (2) notifying the State Library, in accordance with this section, of
 189 the availability of intangible publications of that state agency. Each
 190 [such] state agency shall notify the State Library of the identity of such
 191 designated staff not later than thirty days after October 1, 1977, and
 192 upon any change of personnel. Said staff shall supply the State Library
 193 annually or upon request with a complete list of the agency's current
 194 publications.

195 (b) Every state agency shall, upon publication, deposit a sufficient
 196 number of copies of each of its tangible publications with the State
 197 Library to meet the needs of the depository library system.

198 (c) Every state agency shall, upon publication, supply the State
 199 Library with, or notify the State Library of the existence, availability
 200 and location of its intangible publications.

201 Sec. 6. Section 11-20 of the general statutes is repealed and the
 202 following is substituted in lieu thereof (*Effective July 1, 2006*):

203 (a) Any [town, city, borough, fire district or incorporated]
 204 municipality or regional school district may, by ordinance, establish a
 205 public library and may expend such sums of money as may be
 206 necessary to purchase land for a suitable site and to provide and

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207 maintain such suitable rooms or buildings as may be necessary [for
 208 such library or for any library which is the property of any corporation
 209 without capital stock or for any public library established in such
 210 municipality, provided the use of such library shall be free to its
 211 inhabitants under such regulations as its directors or trustees
 212 prescribe. Any such municipality may receive, hold and manage any
 213 devise, bequest or gift for the establishment, increase or maintenance
 214 of any such library within its limits and may retire with a pension or
 215 other reward any employee of any such library] to meet public library
 216 standards for such library or for any public library established in such
 217 municipality, provided the use of such library and its materials and
 218 services shall be free to the inhabitants of the municipality, or in the
 219 case of a regional school district, municipalities, under such
 220 regulations as its board of trustees prescribe.

221 (b) A municipality may by ordinance, adopted by its legislative
 222 body, levy an annual tax on all taxable property of the municipality for
 223 the operation and support of its public library. Such tax shall be levied
 224 and collected as other taxes, and shall be known as the library fund, to
 225 be administered by the governing authority of the library. Any devise,
 226 bequest or gift, for the establishment, increase or maintenance of any
 227 such public library, shall be held apart from other municipal revenues
 228 for the exclusive use of the library at the discretion of its director and
 229 trustees.

230 Sec. 7. Section 11-21 of the general statutes is repealed and the
 231 following is substituted in lieu thereof (*Effective July 1, 2006*):

232 In the absence of any other provision therefor, the management of
 233 the public library in any municipality [, fire district or incorporated] or
 234 regional school district which has established such library under the
 235 provisions of section 11-20, as amended by this act, shall be vested in a
 236 board of [directors] trustees, consisting of a number divisible by three
 237 to be elected in the manner provided in section 9-207. Such board may
 238 make bylaws for its government and shall have exclusive right to

239 expend all money appropriated by such municipality for any such
240 library.

241 Sec. 8. Section 11-22 of the general statutes is repealed and the
242 following is substituted in lieu thereof (*Effective July 1, 2006*):

243 The officer designated by the [directors or] trustees of any such
244 library shall draw his order on the treasurer of any such municipality
245 for such sums as may be necessary to pay the expense of such library,
246 but such sums shall not exceed in the aggregate the amount
247 appropriated by any such municipality for such library. [Any town
248 clerk may deposit in any such library within his town any books, other
249 than records, placed in his custody.]

250 Sec. 9. Section 11-23 of the general statutes is repealed and the
251 following is substituted in lieu thereof (*Effective July 1, 2006*):

252 The State Librarian, with the approval of the State Library Board,
253 shall give to communities advice and assistance in the organization,
254 establishment and administration of free public libraries, shall extend
255 to the free public libraries, and to the librarian or director of any public
256 library, aid in [selecting and] cataloging books and in library
257 management. [Said librarian is authorized to purchase and arrange
258 books and pictures to be loaned to such public libraries, school
259 libraries, associations and individuals and other libraries as said
260 librarian, with the approval of the State Library Board, may select. Said
261 librarian may give advice and assistance to libraries in the correctional
262 and charitable institutions of the state, subject to such rules and
263 regulations as the directors of such institutions may make.]

264 Sec. 10. Section 11-23a of the general statutes is repealed and the
265 following is substituted in lieu thereof (*Effective July 1, 2006*):

266 The State Library Board shall maintain a library service center in the
267 Middlesex County area and in the Windham-Tolland County area, to
268 serve the public libraries and public schools in each of said areas. [The

269 board of directors of each local public library and the board of
270 education of each local public school which desires to receive
271 supplementary library services may designate a representative to serve
272 on an advisory board of governors for the library service center in the
273 area wherein is located such public library or public school.]

274 Sec. 11. Section 11-24b of the general statutes is repealed and the
275 following is substituted in lieu thereof (Effective July 1, 2006):

276 (a) [For the fiscal year ending June 30, 1985, and annually thereafter,
277 each] Each principal public library, as defined in section 11-24a, shall
278 be eligible to receive a state grant in accordance with the provisions of
279 subsections (b), (c) and (d) of this section provided the following
280 requirements are met:

281 (1) An annual statistical report which includes certification that the
282 grant, when received, shall be used for library purposes is filed with
283 the State Library Board in such manner as the board may require. The
284 report shall include information concerning local library governance,
285 hours of service, type of facilities, library policies, resources, programs
286 and services available, measurement of levels of services provided,
287 personnel and fiscal information concerning library receipts and
288 expenditures;

289 (2) Documents certifying the legal establishment of the principal
290 public library in accordance with the provisions of section 11-20, as
291 amended by this act, are filed with the board;

292 (3) The library is a participating library in the Connecticut program
293 established pursuant to section 11-31b;

294 (4) The principal public library shall not have had the amount of its
295 annual tax levy or appropriation reduced to an amount which is less
296 than the average amount levied or appropriated for the library [(A)
297 prior to July 1, 1995, for the three fiscal years immediately preceding
298 July 1, 1984, (B) on and after July 1, 1995,] for the three fiscal years

299 immediately preceding the year of the grant, except that if the
300 expenditures of the library in any one year in such three-year period
301 are unusually high as compared with expenditures in the other two
302 years, the library may request an exception to this requirement and the
303 board, upon review of the expenditures for that year, may grant an
304 exception;

305 (5) State grant funds shall be expended within two years of the date
306 of receipt of such funds. If the funds are not expended in that period,
307 the library shall submit a plan to the State Librarian for the
308 expenditure of any unspent balance;

309 (6) [Public] Principal public libraries shall [provide access to library
310 materials without charge to] not charge individuals residing in the
311 town in which the library is located or the town in which the contract
312 library is located for borrowing and lending library materials,
313 accessing information, advice and assistance and programs and
314 services which promote literacy; and

315 (7) [Public] Principal public libraries shall provide equal access to
316 library service for all individuals and shall not discriminate upon the
317 basis of age, race, sex, religion, national origin, handicap or place of
318 residency in the town in which the library is located or the town in
319 which the contract library is located.

320 (b) Within the limits of amounts appropriated, the amount each
321 principal public library shall be eligible to receive [for the fiscal year
322 ending June 30, 1985, and] annually [thereafter,] as a state grant shall
323 be determined by the State Library Board as follows:

324 (1) Principal public libraries, as defined in section 11-24a, shall
325 receive a base grant of one thousand two hundred dollars for each
326 fiscal year, [; nonprincipal public libraries, as described in said section,
327 shall receive a base grant of one thousand dollars for the fiscal year
328 ending June 30, 1985, seven hundred fifty dollars for the fiscal year
329 ending June 30, 1986, and five hundred dollars for the fiscal year

330 ending June 30, 1987.]

331 (2) Of the amount appropriated for purposes of this section less the
332 amount distributed as base grants, sixty per cent shall be set aside and
333 paid to principal public libraries pursuant to subsection (c) of this
334 section.

335 (3) Of the amount appropriated for purposes of this section less the
336 amount distributed as base grants, forty per cent shall be set aside and
337 paid to principal public libraries pursuant to subsection (d) of this
338 section.

339 (c) The principal public library for each town shall be eligible to
340 receive an equalization grant in an amount determined as follows:

341 (1) The adjusted equalized net grand list per capita, as defined in
342 subsection (a) of section 10-261, for all towns in the state shall be
343 ranked from highest to lowest.

344 (2) The adjusted equalized net grand list per capita, as ranked for all
345 towns in the state from highest to lowest shall be divided into the
346 following four classes: Class A, towns ranked from one to forty-two,
347 inclusive; class B, towns ranked from forty-three to eighty-four,
348 inclusive; class C, towns ranked from eighty-five to one hundred
349 twenty-six, inclusive; and, class D, towns ranked from one hundred
350 twenty-seven to one hundred sixty-nine, inclusive. Funds available for
351 purposes of this subsection pursuant to subdivision (2) of subsection
352 (b) of this section shall be distributed among the four classes so that
353 principal public libraries for class B, C, and D towns, respectively, shall
354 receive two times, three times and four times as much on a per capita
355 basis as principal public libraries for class A towns.

356 (3) Grants to the principal public library for each town shall be
357 determined as follows: Said funds available for purposes of this
358 subsection shall be multiplied by the per cent of funds for each class to
359 determine an appropriation per class; the appropriation per class shall

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360 be divided by the total population per class to determine an amount
 361 per capita; the grant for the principal public library for each town shall
 362 be the town's total population multiplied by the amount per capita. For
 363 purposes of this subdivision, "total population" of a town means that
 364 enumerated in the [1980] most recent federal decennial census of
 365 population.

366 (d) The principal public library for each town shall be eligible to
 367 receive an incentive grant in an amount to be determined as follows:

368 (1) The State Library Board shall, in such manner as prescribed by
 369 the board, determine for each fiscal year, a state-wide average for per
 370 capita library expenditures and each town's individual per capita
 371 library expenditure based on the annual statistical report filed in
 372 accordance with subsection (a) of this section.

373 (2) The per capita library expenditure of each town shall be ranked
 374 from highest to lowest and the ranked expenditures shall be divided
 375 into the following classes: Class A, towns which meet or exceed the
 376 state-wide average for per capita library expenditures; class B, towns
 377 which meet seventy-five to ninety-nine per cent, inclusive, of the state-
 378 wide average; class C, towns which meet fifty to seventy-four per cent,
 379 inclusive, of the state-wide average; and, class D, towns which fall
 380 below fifty per cent of the state-wide average. Funds available for
 381 purposes of this subsection pursuant to subdivision (3) of subsection
 382 (b) of this section shall be distributed among the four classes so that
 383 principal public libraries for class A and B towns, respectively, shall
 384 receive three times and two times as much on a per capita basis as
 385 principal public libraries for class C towns.

386 (3) Grants to the principal public library for each town shall be
 387 determined as follows: Said funds available for purposes of this
 388 subsection shall be multiplied by the per cent of funds per class to
 389 determine an appropriation per class; the appropriation per class shall
 390 be divided by the total population per class to determine an amount
 391 per capita; the grant for the principal public library for each town shall

392 be the town's total population multiplied by the amount per capita. For
393 purposes of this subdivision, "total population" of a town means that
394 enumerated in the [1980] most recent federal decennial census of
395 population.

396 (e) Application for grants under this section shall be made to the
397 State Library Board in such form and at such time as the board [shall
398 designate] designates. The grant may be used for general library
399 purposes and no portion of the grant money shall revert to the general
400 fund of the town or towns normally served by such library.

401 (f) The Secretary of the Office of Policy and Management shall make
402 available, upon the request of the State Library Board, such
403 information as is needed by the board to determine grant payments in
404 accordance with the provisions of subsections (c) and (d) of this
405 section.

406 (g) The State Library Board shall report triennially to the joint
407 standing committee of the General Assembly having cognizance of
408 matters relating to education on the impact of the state grants
409 distributed pursuant to this section.

410 (h) The State Library Board shall, in accordance with the provisions
411 of chapter 54, adopt regulations to implement the provisions of this
412 section.

413 Sec. 12. Section 11-24c of the general statutes is repealed and the
414 following is substituted in lieu thereof (*Effective July 1, 2006*):

415 The State Library Board shall make construction grants to public
416 libraries established pursuant to this chapter. The board shall: (1)
417 Establish criteria for the purpose of developing a priority listing of all
418 construction projects, and (2) grant an amount equal to one-third of the
419 total construction cost, [not to exceed five hundred thousand dollars]
420 up to a maximum established by the board for each approved project
421 within the limits of the available appropriation for such projects. In the

422 event that the appropriation is insufficient to fund projects as provided
423 above, projects remaining on the priority list shall be included in the
424 priority listing for the next fiscal year. Each application for such grant
425 shall be filed on or before September first, annually, on forms to be
426 prescribed by said board.

427 Sec. 13. Section 11-27 of the general statutes is repealed and the
428 following is substituted in lieu thereof (*Effective July 1, 2006*):

429 All moneys collected or received in payment for library service
430 contracted for and rendered shall be placed in the treasury of the town,
431 city, borough, fire district or school district for which such service was
432 rendered, to the credit of its library fund. The moneys in such fund
433 shall be kept separate from other moneys and shall be withdrawn only
434 by authorized officials, upon authenticated vouchers of the [directors
435 or] trustees of the public library which provides such service.

436 Sec. 14. Section 11-28 of the general statutes is repealed and the
437 following is substituted in lieu thereof (*Effective July 1, 2006*):

438 The [directors or] trustees of two or more public libraries may, with
439 the approval of the towns in which such libraries are situated, contract
440 for the merger, in whole or in part, of the facilities of such libraries.

441 Sec. 15. Section 11-29 of the general statutes is repealed and the
442 following is substituted in lieu thereof (*Effective July 1, 2006*):

443 Members of the regular staff of any free public library may be
444 transferred to one of its contract libraries, either on a temporary or a
445 permanent basis, without affecting their status on the library payroll or
446 their right to promotion, because of any town ordinance or regulation
447 as to residence. The [directors or] trustees of any free public library
448 may employ any person in a branch established in another town than
449 that in which such library is located, without complying with any civil
450 service or residence ordinance of either of such towns; but no such
451 employee shall be transferred to a library within either of such towns

452 which has civil service or residence ordinances.

453 Sec. 16. Section 11-33 of the general statutes is repealed and the
454 following is substituted in lieu thereof (*Effective July 1, 2006*):

455 When any city council has decided to establish and maintain a
456 public library and reading room, the mayor of such city shall, with the
457 approval of the council, appoint a board of nine [directors] trustees.
458 Not more than one member of the city council shall be a member of
459 said board. The [directors] trustees shall, immediately after their
460 appointment, meet and organize by the election of one of their number
461 as president and by the election of such other officers as they deem
462 necessary. They shall make and adopt bylaws, rules and regulations
463 for the government of the library and reading room and shall have
464 exclusive control of the expenditure of all moneys collected to the
465 credit of the library fund, and of the construction of any library
466 building, and of the supervision, care and custody of the grounds,
467 rooms or buildings constructed, leased, given or set apart for that
468 purpose; provided all moneys collected and received for such purpose
469 shall be placed in the treasury of such city, to the credit of its library
470 fund, and shall be kept separate from other moneys of the city and
471 shall be drawn upon by the proper officers of the city, upon duly
472 authenticated vouchers of the directors. Such board may purchase,
473 lease or accept grounds, and erect, lease or occupy an appropriate
474 building or buildings, for the use of such library, appoint a [librarian]
475 library director and all necessary assistants and fix their compensation.
476 Any person desiring to make a gift for the benefit of such library may
477 vest the title to such donation in the board of directors to be held and
478 controlled according to the terms of the gift of such property; and such
479 board shall be special trustee thereof.

480 Sec. 17. Section 11-34 of the general statutes is repealed and the
481 following is substituted in lieu thereof (*Effective July 1, 2006*):

482 The board of [directors] trustees shall make, on or before the second
483 Monday of June, an annual report to the city council for the year

484 ending the first of June, stating the various sums of money received
485 from the library fund and other sources and how such moneys have
486 been expended; the number of books and periodicals on hand; the
487 number added, by purchase, gift or otherwise, during the year; the
488 number lost or missing; the number of visitors attending; the number
489 of books loaned and the general character of such books, and such
490 other statistics, information and suggestions as it deems of general
491 interest. All such portions of such report as relate to the receipt and
492 expenditure of money, as well as the number of books on hand, books
493 lost or missing and books purchased, shall be verified by affidavit.

494 Sec. 18. Section 11-35 of the general statutes is repealed and the
495 following is substituted in lieu thereof (*Effective July 1, 2006*):

496 [The city council of such city] Each library director or board of
497 trustees may [pass ordinances imposing] impose suitable penalties for
498 damaging the grounds or other property of such library and for
499 damaging or failing to return any book belonging to such library. Each
500 [librarian] library director or board of [directors] trustees may make
501 use of any legal means, including, but not limited to, law enforcement
502 services or collection agencies to retrieve property not returned to the
503 library. Each library director or board of trustees, having charge or
504 control of such library or property, shall post in one or more
505 conspicuous places connected therewith a printed copy of this section.

506 Sec. 19. Section 11-37 of the general statutes is repealed and the
507 following is substituted in lieu thereof (*Effective July 1, 2006*):

508 No [director] trustee of any free public library and reading room,
509 established under the provisions of this chapter in any town, city,
510 borough, school district or fire district, shall receive any compensation
511 for any services rendered as such [director] trustee.

512 Sec. 20. Subdivision (12) of section 53a-119 of the 2006 supplement
513 to the general statutes is repealed and the following is substituted in
514 lieu thereof (*Effective July 1, 2006*):

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515 (12) Library theft. A person is guilty of library theft when such
516 person (A) [he] conceals on his or her person or among [his] such
517 person's belongings [a book or other] any archival or library materials,
518 belonging to, or deposited in, a library facility with the intention of
519 removing the same from the library facility without authority or
520 without authority removes [a book or other] archival or library
521 materials from such library facility, [or] (B) [he] mutilates a book or
522 other archival library materials belonging to, or deposited in, a library
523 facility, so as to render it unusable or reduce its value, [. The term
524 "book or other archival library materials" includes any book, plate,
525 picture, photograph, engraving, painting, drawing, map, manuscript,
526 document, letter, public record, microform, sound recording,
527 audiovisual material in any format, magnetic or other tape, electronic
528 data-processing record, artifact or other documentary, written or
529 printed material regardless of physical form or characteristics, or any
530 part thereof, belonging to, on loan to, or otherwise in the custody of a
531 library facility] or (C) borrows library materials from a library facility
532 and fails to return such materials on or before the date of the
533 expiration of the lending period, or during the thirty-day period
534 following the end of the lending period. The term "library facility"
535 includes any public library, any library of an educational institution,
536 organization or society, any museum, any repository of public records
537 and any archives.

538 Sec. 21. Section 7-110 of the general statutes is repealed and the
539 following is substituted in lieu thereof (*Effective July 1, 2006*):

540 (a) [Files of the official] Official publications of the towns, cities and
541 boroughs of the state shall be kept in the State Library for reference.
542 The clerk of each such town, city or borough shall send to the State
543 Library two copies of each such tangible publication as soon as [the
544 same is] the publications are published, and copies of such previous
545 issues of such publications as can be spared by such municipality if
546 [the same] the publications are needed by the State Library. [to
547 complete its files.]

548 (b) The clerk of each town, city or borough shall, upon publication,
 549 supply the State Library with, or notify the State Library of the
 550 existence, availability, and location of, any intangible publications of
 551 the town, city or borough.

552 Sec. 22. Section 7-148a of the general statutes is repealed and the
 553 following is substituted in lieu thereof (*Effective July 1, 2006*):

554 Each town, city and borough in this state shall print and publish all
 555 amendments to its ordinances, all new ordinances and all special acts
 556 adopted after June 1, 1962, on or before March first of each even-
 557 numbered year as a cumulative supplement to the compilation of its
 558 ordinances and special acts. Such compilation and all supplements
 559 thereto shall be available for sale to the public at the office of the clerk
 560 or other similar office in such municipality at a reasonable cost to be
 561 determined by such municipality and a copy of each such compilation
 562 and supplement, whether tangible or intangible in form, shall be
 563 deposited by the clerk of the municipality in the office of the Secretary
 564 of the State, in the State Library, in each bar library in the judicial
 565 district in which such municipality is located and in the courthouse
 566 library of the court nearest to such municipality. If any town, city or
 567 borough fails to comply with the provisions of this section, the
 568 Secretary of the State shall provide for the original compilation and
 569 publication of such ordinances and special acts or of any supplement
 570 thereto and such town, city or borough shall be liable for the cost of
 571 such compilation and publication.

572 Sec. 23. Subsection (g) of section 7-191 of the general statutes is
 573 repealed and the following is substituted in lieu thereof (*Effective July*
 574 *1, 2006*):

575 (g) Not later than thirty days after the approval by the electors of
 576 any proposed charter, charter amendments or home rule ordinance
 577 amendments, the town or city clerk shall file, with the Secretary of the
 578 State, (1) three certified copies thereof, with the effective date or dates
 579 indicated thereon, and (2) in the case of the approval of charter or

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580 home rule ordinance amendments, three certified copies of the
 581 complete charter or ordinance incorporating such amendments. The
 582 Secretary of the State shall distribute two copies, whether tangible or
 583 intangible in form, to the State Library, where a file of such charters,
 584 charter amendments and home rule ordinance amendments shall be
 585 kept for public inspection.

586 Sec. 24. Section 11-26 of the general statutes is repealed. (Effective
 587 July 1, 2006)

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2006	11-1
Sec. 2	July 1, 2006	11-2
Sec. 3	July 1, 2006	11-9b
Sec. 4	July 1, 2006	11-9c
Sec. 5	July 1, 2006	11-9d
Sec. 6	July 1, 2006	11-20
Sec. 7	July 1, 2006	11-21
Sec. 8	July 1, 2006	11-22
Sec. 9	July 1, 2006	11-23
Sec. 10	July 1, 2006	11-23a
Sec. 11	July 1, 2006	11-24b
Sec. 12.	July 1, 2006	11-24c
Sec. 13	July 1, 2006	11-27
Sec. 14	July 1, 2006	11-28
Sec. 15	July 1, 2006	11-29
Sec. 16	July 1, 2006	11-33
Sec. 17	July 1, 2006	11-34
Sec. 18	July 1, 2006	11-35
Sec. 19	July 1, 2006	11-37
Sec. 20	July 1, 2006	53a-119(12)
Sec. 21	July 1, 2006	7-110
Sec. 22	July 1, 2006	7-148a
Sec. 23	July 1, 2006	7-191(g)
Sec. 24	July 1, 2006	Repealer section

Statement of Purpose:

To eliminate the requirement that the State Library Board submit a biennial report to the legislature, to permit former members of the Advisory Council on Library Planning and Development to serve additional terms, to clarify that the responsibilities of the State Librarian and the State Library Board and to bring the guiding statute into compliance with actual practice, to update the public library statutes, to make technical revisions, to clarify the services that a principal public library must provide without cost, to clarify and simplify the statute on the theft of library materials, to clarify that the State Library's state document depository includes electronic and other intangible format publications as well as traditional printed publications, to change the publication of the official indexed list of Connecticut state publications from quarterly to annual, to clarify that the State Library's municipal document collection includes electronic and other intangible format publications as well as traditional printed publications.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

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