

SENATE, No. 10

STATE OF NEW JERSEY

INTRODUCED JANUARY 19, 1959

By Senators HILLERY, HARPER, CRANE, KELLY, FOX and RIDOLFI

Referred to Committee on Education

AN ACT concerning State aid for certain libraries and [making] providing for an appropriation.

1 BE IT ENACTED by the Senate and General Assembly of the State of New  
2 Jersey:

1 1. This act shall be known as the "State Library Aid Act."

1 2. Definitions. For the purposes of this act, unless the context clearly  
2 requires a different meaning:

3 "Annual appropriation for library purposes" shall mean the sum ap-  
4 propriated by a municipality for library services as certified by the govern-  
5 ing body of the municipality to the Commissioner of Education.

6 "Federation" shall mean a group of 2 or more libraries established by  
7 contract to provide co-operative library services pursuant to law.

8 "Population" shall mean the number of inhabitants of a municipality as  
9 shown by the latest Federal census effective in this State.

1 3. Foundation program. The foundation program for each municipality  
2 receiving benefits from this act shall be \$1.50 per capita of its population.

1 4. Local fair share. The local fair share of the foundation program for  
2 each municipality receiving benefits from this act shall be determined:

3 (a) for the first year in which benefits are received under this act as a  
4 sum equal to 1/20 mill per dollar upon the equalized valuation of the munici-  
5 pality as certified by the Director of the State Division of Taxation for the  
6 year in which the calculation is made;

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

7 (b) for the second year in which benefits are received under this act as  
8 a sum equal to 1/10 mill per dollar upon such equalized valuation for the year  
9 in which the calculation is made;

10 (c) for the third year in which benefits are received under this act as a  
11 sum equal to 3/20 mill per dollar upon such equalized valuation for the year  
12 in which the calculation is made;

13 (d) for the fourth year in which benefits are received under this act as  
14 a sum equal to 1/5 mill per dollar upon such equalized valuation for the year  
15 in which the calculation is made; and

16 (e) for the fifth and each succeeding year in which benefits are re-  
17 ceived under this act as a sum equal to 1/4 mill per dollar upon such equalized  
18 valuation for the year in which the calculation is made.

1 5. Minimum aids. State funds shall be provided annually as follows:

2 (a) Each municipality that supports, in whole or in part, library service  
3 from municipal tax sources pursuant to chapter 33 or 54 of Title 40 of the  
4 Revised Statutes shall qualify for the sum of \$0.35 per capita of the popula-  
5 tion of the municipality provided that:

6 1. Its annual appropriation for library purposes shall be equal to or  
7 in excess of the local fair share as determined in section 4 of this act;  
8 and

9 2. The municipality shall be a member of a county library system,  
10 or its annual appropriation for library purposes shall not be less than  
11 \$50,000.00, or, if it is a member of a federation, the sum of the annual  
12 appropriation for library purposes of the municipalities contracting to  
13 form the federation shall not be less than \$50,000.00.

14 (b) Each municipality that supports, in whole or in part, library services  
15 from municipal tax sources pursuant to R. S. 40:33-1 et seq., or R. S. 40:54-1  
16 et seq., and does not qualify for aid under subdivision (a) of this section shall  
17 qualify for the sum of \$0.05 per capita.

1 6. Equalization aid. Each municipality with a population of less than  
2 35,000 and qualifying for minimum aid of \$0.35 per capita under section 5 (a)

3 of this act shall, in addition, qualify for equalization aid in the amount of the  
4 excess of the foundation program over the sum of (a) the equivalent of  $\frac{1}{4}$   
5 mill per dollar upon the equalized valuation certified by the State Division of  
6 Taxation for the year in which the calculation is made and (b) \$0.35 per capita.

1 7. In no event shall the total of the aids accruing to any municipality  
2 under sections 5 and 6 of this act be greater than 3 times the equivalent of  $\frac{1}{4}$   
3 mill per dollar upon the equalized valuation certified by the State Division of  
4 Taxation for such municipality for the year in which the calculation is made.

1 8. Establishment grants. Each county that shall, after the effective date  
2 of this act, establish a free county library under chapter 33 of Title 40 of the  
3 Revised Statutes, or each federation that shall be established, provided that  
4 such federation includes all municipalities situated within the county, shall  
5 receive from State funds the sum of \$20,000.00 per year for a period of 3  
6 years in addition to other aids under this act.

1 9. Emergency aid. There shall be appropriated annually the sum of  
2 \$50,000.00 to be distributed by the Commissioner of Education upon the ap-  
3 proval of the State Board of Education to meet unforeseeable conditions in  
4 any municipality or county. The amount of such emergency aid shall be pay-  
5 able by the State Treasurer upon the certificate of the Commissioner of Edu-  
6 cation and the warrant of the Director of the Division of Budget and Ac-  
7 counting.

1 10. Determination of appropriation. On or before November 15 in each  
2 year, the Commissioner of Education shall estimate the amount necessary  
3 to be appropriated to carry out the provisions of this act for the succeeding  
4 fiscal year and shall determine for budget purposes the amounts estimated to  
5 be payable to each of the counties and municipalities under this act for such  
6 succeeding year. The commissioner shall make such determination for bud-  
7 get purposes upon the basis of the annual appropriations for library pur-  
8 poses and the local fair share for the current calendar year.

9 On or before September 15 of each succeeding year, the commissioner  
10 shall make his final determination of the payments to be made under this act

11 upon the basis of the annual appropriations for library purposes and the lo-  
12 cal fair share for the preceding calendar year.

1 11. Payment of State aid. The sums payable as State aid, as finally de-  
2 termined by the commissioner, shall be payable on October 1 in each such year.  
3-5 Payments shall be made by the State Treasurer upon certificate of the Com-  
6 missioner of Education and warrant of the Director of the Division of Bud-  
7 get and Accounting. Payment shall be made to the governing body of each  
8 municipality qualifying for aid under this act provided that it is not a mem-  
9 ber of a county library system. Payment shall be made to the treasurer of  
10 each county for the municipalities qualifying for aid under this act and that  
11 participate in a county library system. Upon resolution of the county library  
12 commission these funds may be reallocated to the municipalities in whose  
13 name the county receives aid, provided that this reallocation shall not exceed  
14 for any 1 municipality \$0.15 per capita of the population of that municipal-  
15 ity.

1 12. Regulations. In order to participate in any apportionment made ac-  
2 cording to the provisions of this act, municipalities and counties shall com-  
3 ply with the regulations and standards which have been, or which may be,  
4 prescribed by law or formulated by the Commissioner of Education or the  
5 State Board of Education pursuant to law. The Commissioner of Education  
6 is hereby authorized to withhold all or part of such apportionment for failure  
7 to comply with any such regulation or standard.

1 13. Reports. On or before March 1 in each year each municipality,  
2 county, or federation of libraries receiving State aid according to the pro-  
3 visions of this act shall make and transmit a report to the Bureau of Public  
4 and School Library Services of such information, based upon the statistics  
5 of the preceding calendar year, as the head of the bureau shall require.

1 [14. There is hereby appropriated for the purposes of this act for the fis-  
2 cal year ending June 30, 1960, the sum of \$1,600,000.00, which shall be payable  
3 on October 1, 1959, upon the basis of the annual appropriations for library  
4 purposes and the local fair share for the calendar year 1958.]

1     **14. There is hereby appropriated for the purposes of this act such sums**  
2 **as may be included therefor in any annual or supplemental appropriation act.**  
3 **In the event the sums appropriated at any time are insufficient to carry out**  
4 **in full the provisions of this act, the Commissioner of Education, with the**  
5 **approval of the State Board of Education, shall allocate such sums on the**  
6 **basis of the method of allocation described in this act to the extent that he**  
7 **deems advisable and practicable.**

1     **15. This act shall take effect July 1, 1959.**