

18A:73-35 et al

3/30/87

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:73-35 et al (State Library-- coordinate library services on a state-wide basis)

CHAPTER 174

Laws Of: 1986

Bill No: S2391

Sponsor(s): Feldman

Date Introduced: July 8, 1986

Committee: Assembly: Education

Senate: Education

Amended during passage: No

Date of Passage: Assembly: November 10, 1986

Senate: September 18, 1986

Date of Approval: December 8, 1986

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

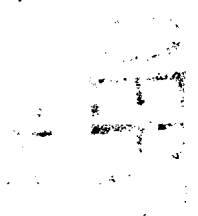
Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No



APR 11 1987

SENATE, No. 2391
STATE OF NEW JERSEY

INTRODUCED JULY 17, 1986

By Senator FELDMAN

Referred to Committee on Education

AN ACT to amend and supplement the "Library Network Law," approved January 17, 1984 (P. L. 1983, c. 486), amending N. J. S. 18A:74-2, and repealing N. J. S. 18A:74-4 and N. J. S. 18A:74-5.

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

1 1. Section 2 of P. L. 1983, c. 486 (C. 18A:73-35b) is amended to
2 read as follows:

3 2. The Legislature finds and declares that promoting cooperation
4 among the various types of libraries in New Jersey will provide
5 this State's residents with full and equal access to library materials
6 and programs not currently available within their communities;
7 that increased cooperation and access will help control the cost of
8 maintaining local libraries, while providing for improved services;
9 that establishing a library network can best be accomplished by
10 assisting libraries to form cooperatives on a regional basis and by
11 having the Division of the State Library, Archives and History
12 promote, coordinate and fund such cooperative efforts *and well as*
13 *provide and coordinate library services on a Statewide basis.*

1 2. Section 4 of P. L. 1983, c. 486 (C. 18A:73-35d) is amended to
2 read as follows:

3 4. In addition to the duties prescribed in section 20 of P. L. 1969,
4 c. 158 (C. 18A:73-35) the division shall establish, organize, super-
5 vise and fund the library network *as well as provide library ser-*
6 *vices on a regional as well as a Statewide basis.* To effectuate the
7 purposes of this act, the division shall: a. establish library regions
8 to encompass all of the State's territory; b. provide for the creation,

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

9 structure, funding, and governance of a regional library coopera-
10 tive for each library region; c. enter into contracts with any library
11 or service providing agency to provide cooperative library services
12 to any members of the library network; [and] d. determine the
13 kinds of cooperative services to be provided and received by mem-
14 bers of the network; and e. provide direct services to members of
15 the network on a regional as well as a Statewide basis.

1 3. Section 5 of P. L. 1983, c. 486 (C. 18A:73-35e) is amended to
2 read as follows:

3 5. Any library eligible for participation in the library network
4 is authorized to enter into agreements with other such libraries to
5 provide and receive cooperative library services *on a regional as*
6 *well as Statewide basis*. Libraries entering into an agreement
7 pursuant to this act shall form an organization which may incorpo-
8 rate as a nonprofit corporation for the purposes of providing and
9 receiving cooperative services *on a regional as well as Statewide*
10 *basis*.

1 4. Section 8 of P. L. 1983, c. 486 (C. 18A:73-35f) is amended to
2 read as follows:

3 8. To provide an efficient and effective library network in ac-
4 cordance with objectives of this act, no regional library coopera-
5 tive or any library with which the division contracts to provide
6 cooperative services *on a regional as well as a Statewide basis* to
7 the library network shall participate in any apportionment of State
8 funds pursuant to this act unless it operates in compliance with the
9 rules and regulations which have been, or may be, prescribed by
10 law or promulgated by the division and approved by the commis-
11 sioner and the State Board of Education.

1 5. Section 9 of P. L. 1983, c. 486 (C. 18A:73-35g) is amended to
2 read as follows:

3 9. On or before November 15 in each year, the State Librarian,
4 with the approval of the commissioner, shall estimate the amount
5 necessary to be appropriated to carry out the provisions of this
6 act for the succeeding fiscal year and shall determine for budget
7 purposes the amount estimated to be payable to each regional li-
8 brary cooperative or library with which the division contracts to
9 provide cooperative service to the library network for that year
10 *and the amount necessary for supplemental library services pro-*
11 *vided directly. The amount requested for direct services shall not*
12 *exceed 20% of the total amount appropriated. The State Librarian*
13 *shall make such determination for budget purposes upon the basis*
14 *of appropriations for library network purposes made by the Legis-*
15 *lature in the current calendar year.*

16 On or before September 15 of each succeeding year, the State
 17 Librarian shall make a final determination of the payments to be
 18 made under this act.

1 6. Section 10 of P. L. 1983, c. 486 (C. 18A:73-35h) is amended to
 2 read as follows:

3 10. The sums payable pursuant to this act shall be payable on
 4 October 1 following the final determination in each year. Payments
 5 shall be made by the State Treasurer upon certificate of the com-
 6 missioner and warrant of the Director of the Division of Budget
 7 and Accounting. Payment shall be made to the receiving officer
 8 designated by each regional library cooperative **[and]**, each library
 9 with which the division contracts to provide cooperative service to
 10 the library network *and to the State library for the cost of pro-
 11 viding direct Statewide library services to the library network.*

1 7. N. J. S. 18A:74-2 is amended to read as follows:

2 18A:74-2. For the purposes of this chapter, unless the context
 3 clearly requires a different meaning:

4 "Annual expenditure for library services" shall mean the sum
 5 expended during the last completed fiscal year by a municipality or
 6 county for library services as certified by the governing body of the
 7 municipality or county to the commissioner, excluding any sum
 8 paid to the municipality or county under the provisions of this
 9 chapter.

10 **["Area library" shall mean any library with which the state con-
 11 tracts for specialized services to all residents of an area specified
 12 in the contract.]**

13 "Equalized valuation" shall mean the equalized valuation of the
 14 municipality as certified by the director of the state division of
 15 taxation for the year preceding that in which the calculation of
 16 State aid hereunder is made.

17 "Per capita" shall mean for each of the number of inhabitants of
 18 a municipality or county as shown by the latest federal census
 19 effective in this State; provided that upon application by a munici-
 20 pality or county to the commissioner, any special census of popula-
 21 tion taken by the United States census bureau subsequent to its
 22 latest effective census shall determine such number of inhabitants.

23 **["Research library center" shall mean the state library and any
 24 other library with which the state contracts to provide special
 25 services and research information throughout the state as specified
 26 in such contract.]**

1 8. (New section) Notwithstanding the provisions of any other
 2 law to the contrary, all funds previously appropriated to fund area
 3 libraries pursuant to N. J. S. 18A:74-4 and research library centers

4 pursuant to N. J. S. 18A:74-5 are appropriated to the Division of
5 the State Library, Archives and History for the purpose of funding
6 the library network.

7 In succeeding fiscal years the State Librarian shall make the
8 budget determinations required by section 9 of P. L. 1983, c. 486
9 (C. 18A:73-35g) based on previous appropriations for library
10 network purposes which shall include the transfer of area library
11 and research library center appropriations made pursuant to this
12 section.

1 9. N. J. S. 18A:74-4 and N. J. S. 18A:74-5 are repealed.

1 10. This act shall take effect immediately.

STATEMENT

This bill amends and supplements the "Library Network Law," P. L. 1983, c. 486 (C. 18A:73-35a et seq.) to provide that the Division of the State Library, Archives and History may provide and coordinate library services on a Statewide basis and may receive State aid for that purpose. It also repeals N. J. S. 18A:74-4 and N. J. S. 18A:74-5 which provide for the funding of area libraries and research library centers and directs that funds appropriated for these purposes shall instead be used for the expenses associated with the library network.

LIBRARIES

Authorizes the Div. of the State Library, Archives and History to provide and coordinate library services on a Statewide basis.

4 pursuant to N. J. S. 18A:74-5 are appropriated to the Division of
5 the State Library, Archives and History for the purpose of funding
6 the library network.

7 In succeeding fiscal years the State Librarian shall make the
8 budget determinations required by section 9 of P. L. 1983, c. 486
9 (C. 18A:73-35g) based on previous appropriations for library
10 network purposes which shall include the transfer of area library
11 and research library center appropriations made pursuant to this
12 section.

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LIBRARIES

Authorizes the Div. of the State Library, Archives and History to provide and coordinate library services on a Statewide basis.

ASSEMBLY EDUCATION COMMITTEE

Statement to

ASSEMBLY BILL No. 2928

Dated: September 8, 1986

The Assembly Education Committee favorably reports this bill.

This bill amends and supplements the "Library Network Law," P.L. 1983, c. 486 (C. 18A:73-35a et seq.) to clarify the role of the Division of the State Library, Archives and History.

The 1983 law limits the division's role to promoting, coordinating and funding cooperative efforts by libraries. This bill permits the division to provide library services on a Statewide and regional basis as well.

The bill also repeals N.J.S. 18A:74-4 and N.J.S. 18A:74-5 which provide for the funding of area libraries and research library centers and directs that funds appropriated for these purposes shall instead be used for the expenses associated with the library network. The area libraries would now be funded through the regions of the library network on the basis of contracts for specific services.

SENATE EDUCATION COMMITTEE
STATEMENT TO
SENATE, No. 2391
STATE OF NEW JERSEY

DATED: SEPTEMBER 8, 1986

The Senate Education Committee favorably reports Senate Bill No. 2391.

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The 1983 law limits the division's role to promoting, coordinating and funding cooperative efforts by libraries. This bill permits the division to provide library services on a Statewide and regional basis as well.

The bill also repeals N. J. S. 18A:74-4 and N. J. S. 18A:74-5 which provide for the funding of area libraries and research library centers and directs that funds appropriated for these purposes shall instead be used for the expenses associated with the library network. These area libraries would now be funded through the regions of the library network on the basis of contracts for specific services.