

HOUSE BILL No. 5464

January 29, 1992, Introduced by Rep. Alley and referred to the Committee on Towns and Counties.

A bill to amend the title and sections 2 and 16 of Act No. 89 of the Public Acts of 1977, entitled as amended "State aid to public libraries act," section 2 as amended by Act No. 541 of the Public Acts of 1982, being sections 397.552 and 397.566 of the Michigan Compiled Laws; to repeal certain acts and parts of acts; and to repeal certain parts of the act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 2 and 16 of Act No. 89 of
2 the Public Acts of 1977, section 2 as amended by Act No. 541 of
3 the Public Acts of 1982, being sections 397.552 and 397.566 of
4 the Michigan Compiled Laws, are amended to read as follows:

TITLE

1
2 An act to provide for the establishment of cooperative
3 libraries; to prescribe the powers and duties of the legislative
4 council; to provide state aid for public libraries;
5 ~~participating in cooperative libraries;~~ to prescribe the powers
6 and duties of cooperative library boards; AND to provide an
7 appropriation. ~~and to repeal certain acts and parts of acts.~~

8 Sec. 2. As used in this act:

9 (A) "COOPERATIVE BOARD" MEANS THE GOVERNING BOARD OF THE
10 COOPERATIVE LIBRARY.

11 (B) "COOPERATIVE LIBRARY" MEANS THE LIBRARY OR SERVICE
12 CENTER DESIGNATED BY THE COOPERATIVE BOARD TO EXECUTE SERVICES
13 ESTABLISHED BY THE COOPERATIVE PLAN AND PROVIDED TO LIBRARIES
14 PARTICIPATING IN THE COOPERATIVE.

15 (C) "DISTRICT LIBRARY" MEANS A LIBRARY ESTABLISHED PURSUANT
16 TO THE DISTRICT LIBRARY ESTABLISHMENT ACT, ACT NO. 24 OF THE
17 PUBLIC ACTS OF 1989, BEING SECTIONS 397.171 TO 397.196 OF THE
18 MICHIGAN COMPILED LAWS.

19 (D) ~~(a)~~ "Local board" means the board of trustees or
20 directors that has ~~as~~ as its primary purpose ~~the~~ the supervision
21 of a local public library ~~or~~ or that board contracting for
22 library service, or, if such a board does not exist, the legisla-
23 tive body of the local government ~~which~~ THAT maintains the
24 public library.

25 (E) ~~(b)~~ "Local support" means funds from tax sources,
26 gifts, endowments, penal fines, or other funds received from

1 local sources, excluding state and federal aid as ~~stated~~
2 PROVIDED in this act.

3 (F) ~~(c)~~ "Public library" means a library ~~which is~~ law-
4 fully established for free public purposes by 1 or more counties,
5 cities, townships, villages, school districts, or other local
6 governments or a combination thereof, or by a public or local
7 act, the entire interests of which belong to the general public.
8 It does not include a special library such as a professional,
9 technical, or school library.

10 ~~(d) "Cooperative board" means the governing board of the~~
11 ~~cooperative library.~~

12 ~~(e) "Cooperative library" means the library or service~~
13 ~~center designated by the cooperative board to execute services~~
14 ~~established by the cooperative plan and provided to libraries~~
15 ~~participating in the cooperative.~~

16 (G) ~~(f)~~ "State board" means the legislative council.

17 Sec. 16. ~~(1) A public library shall receive 35 cents per~~
18 ~~capita from state aid during the fiscal year 1977 78 if in the~~
19 ~~prior year the library received local support equal to that~~
20 ~~required by this act.~~

21 ~~(2) A public library shall receive 50 cents per capita from~~
22 ~~state aid during the fiscal year 1978 79 if in the prior year the~~
23 ~~library received local support equal to that required by this~~
24 ~~act, the library has not reduced its local support by an amount~~
25 ~~equal to, or larger than, the state aid from the previous year~~
26 ~~without the approval of the state board, and the library meets~~

1 ~~the minimum standards established by the state board and this~~
 2 ~~act.~~

3 ~~(3) A public library belonging to a cooperative library~~
 4 ~~shall receive from state aid for the fiscal year 1977-78 an addi-~~
 5 ~~tional 15 cents per capita, all or a part of which must be used~~
 6 ~~to pay for cooperative services from the cooperative board as~~
 7 ~~provided by section 15 and the cooperative plan.~~

8 (1) ~~(4)~~ A public library belonging to a cooperative
 9 library shall receive from state aid each FISCAL year ~~after~~
 10 ~~fiscal year 1977-78 an additional~~ 50 cents per capita, all or
 11 part of which shall be used to pay for cooperative services from
 12 the cooperative board as provided by section 15 and the coopera-
 13 tive plan. ~~When~~ AFTER the cost of the cooperative library
 14 services ~~has been~~ IS paid, any remaining portion of the grant
 15 may be applied to local services. ~~under subsection (2).~~ Each
 16 ~~public library~~

17 (2) A cooperative ~~which~~ LIBRARY THAT qualifies under this
 18 act ~~during fiscal year 1977-78 and following years~~ shall
 19 receive ~~an amount of~~ FROM STATE AID EACH FISCAL YEAR \$10.00 per
 20 square mile for the area ~~which~~ THAT it serves if the area
 21 served has less than 75 people per square mile.

22 (3) ~~(5)~~ A public library ~~which~~ THAT is a county library
 23 ~~serving~~ OR IS A DISTRICT LIBRARY IN WHICH 1 OR MORE COUNTIES
 24 ARE PARTICIPATING MUNICIPALITIES, THAT SERVES a population of
 25 50,000 or less, ~~which~~ AND THAT appoints to the office of head
 26 librarian a person with either a bachelor of arts or a bachelor
 27 of science degree from a college or university approved by an

1 accrediting association of more than statewide standing,
2 including or supplemented by 1 full year of training in a library
3 school accredited by the American library association and with at
4 least 4 years' experience in an administrative capacity in an
5 approved library, shall be reimbursed for that portion of the
6 salary not exceeding \$400.00 for any 1 month or \$4,800.00 ~~in~~
7 FOR any 1 year, if, ~~the county library received~~ during the last
8 completed fiscal year before the year in which distribution is to
9 be made, ~~from~~ the county or counties PAID THE PUBLIC LIBRARY
10 not less than \$3,600.00, ~~exclusive of~~ EXCLUDING money received
11 from federal or state grants in aid to the library. Wage
12 increases to ~~present employees~~ INDIVIDUALS EMPLOYED AS OF
13 AUGUST 2, 1977 shall be paid equally by ~~the~~ THIS state and
14 local ~~governments~~ UNITS OF GOVERNMENT. Before September 6,
15 December 6, March 6, and June 6 of the year of distribution, the
16 ~~county library~~ board OF THE COUNTY LIBRARY OR DISTRICT LIBRARY
17 or the board's authorized agent shall certify to the state board
18 the actual amount of the salary paid the head librarian during
19 the 3-month period immediately preceding those months.

20 Section 2. The following acts and parts of acts are
21 repealed:

22 (a) Section 26 of Act No. 89 of the Public Acts of 1977,
23 being section 397.576 of the Michigan Compiled Laws.

24 (b) Act No. 250 of the Public Acts of 1931, being sections
25 397.151 to 397.158 of the Michigan Compiled Laws.