

SENATE BILL No. 278

March 28, 2017, Introduced by Senators PROOS, JONES, CASPERSON, NOFS, ROCCA, GREGORY, ZORN, CONYERS and MARLEAU and referred to the Committee on Commerce.

A bill entering into the interstate library compact; and for related purposes.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "interstate library compact".

3 Sec. 2. The interstate library compact is enacted into law and
4 entered into on behalf of this state with any state bordering on
5 Michigan that legally joins the compact in substantially the
6 following form:

INTERSTATE LIBRARY COMPACT

8 The contracting states agree that:

9 ARTICLE I--PURPOSE

10 Because the desire for the services provided by public libraries

transcends governmental boundaries and can be provided most effectively by giving such services to communities of people regardless of jurisdictional lines, it is the policy of the states who are parties to this compact to co-operate and share their responsibilities in providing joint and co-operative library services in areas where the distribution of population makes the provision of library service on an interstate basis the most effective way to provide adequate and efficient services.

ARTICLE II--PROCEDURE

The appropriate officials and agencies of the party states or any of their political subdivisions may, on behalf of said states or political subdivisions, enter into agreements for the co-operative or joint conduct of library services when they shall find that the executions of agreements to that end as provided herein will facilitate library services.

ARTICLE III--CONTENT

Any such agreement for the co-operative or joint establishment, operation or use of library services, facilities, personnel, equipment, materials or other items not excluded because of failure to enumerate shall, as among the parties of the agreement: (1) detail the specific nature of the services, facilities, properties or personnel to which it is applicable; (2) provide for the allocation of costs and other financial responsibilities; (3) specify the respective rights, duties, obligations and liabilities; (4) stipulate the terms and conditions for duration, renewal,

1 termination, abrogation, disposal of joint or common property, if
2 any, and all other matters which may be appropriate to the proper
3 effectuation and performance of said agreement.

4 ARTICLE IV--CONFLICT OF LAWS

5 Nothing in this compact or in any agreement entered into hereunder
6 shall be construed to supersede, alter, or otherwise impair any
7 obligation imposed on any public library by otherwise applicable
8 laws.

9 ARTICLE V--ADMINISTRATOR

10 Each state shall designate a compact administrator with whom copies
11 of all agreements to which his state or any subdivision thereof is
12 party shall be filed. The administrator shall have such powers as
13 may be conferred upon him by the laws of his state and may consult
14 and co-operate with the compact administrators of other party
15 states and take such steps as may effectuate the purposes of this
16 compact.

17 ARTICLE VI--EFFECTIVE DATE

18 This compact shall become operative immediately upon its enactment
19 by any state or between it and any other contiguous state or states
20 so enacting.

21 ARTICLE VII--RENUNCIATION

22 This compact shall continue in force and remain binding upon each
23 party state until 6 months after any such state has given notice of

1 repeal by the legislature. Such withdrawal shall not be construed
2 to relieve any party to an agreement authorized by Articles II and
3 III of the compact from the obligation of that agreement prior to
4 the end of its stipulated period of duration.

5 ARTICLE VIII--SEVERABILITY; CONSTRUCTION

6 The provisions of this compact shall be severable. It is intended
7 that the provisions of this compact be reasonably and liberally
8 construed.