

1996

Institute of Museum and Library Services Act (1996): Conference Proceeding 01

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MEMORANDUM

TO: SENATE CONFEREES

FROM: WENDY CRAMER

David Evans/Pamela Walker

DATE: FEBRUARY 13, 1996

SD-648

SUBJ: CONFERENCE AGREEMENTS ON LIBRARIES AND MUSEUMS

Attached is the draft of conference agreements reached on the libraries and museums provisions. Please review it and submit any changes or comments to Mary Ann Fitzgerald with the House Opportunities Committee by COB Wednesday, February 14. Mary Ann's fax is 6-1010. Her phone is 5-6558.

Just a note about confidentiality: This document (and all future documents reflecting conference agreements) is meant for the use of House and Senate conferees' staff and legislative counsel only. Please do not distribute it to anyone.

STAFF CONFERENCE AGREEMENT ON LIBRARIES & MUSEUM SERVICES

Note 530

Note 531 - HR/SR w/amendment:

\$150 million for authorization; change year to FY1997; include "such sums" for FY1998-FY2002; keep current law authorizing forward funding (PL 103-28, Sec.4(c)(1)(2))

Note 531a - SR

Note 531b - SR

Note 531bb - HR

Note 531c - SR

Note 531d - HR w/amendment: change administrative funds to 3%

Note 531e - HR w/amendment: begin with FY1997 and continue from FY1998-2002

Note 531f - HR

Note 531g - SR

Note 531h - HR

Note 531i - HOLD (possible Member's issue - Sen. Jeffords)

Note 532 - HR

Note 533 - HR w/amendment:

(1) "Commission" - define as the "National Commission on Libraries and Museums";

(2) "Director" - keep Senate definition;

(3) "Deputy Director" - ~~define as~~ the "Deputy Director" of the National Commission appointed under section ____;

(4) "Museum Board" - strike definition

Note 534 - HR

Note 535 - HR w/amendment:

SEC. ____ DIRECTOR OF THE INSTITUTE

(a) APPOINTMENT. - keep Senate language

(1) IN GENERAL. - keep Senate language

(2) TERM. - keep Senate language

(3) QUALIFICATIONS. - "Such individual shall have special competence with regard to library and information services."

*Simply
Does this put museum
Library 2*

(b) COMPENSATION. - keep Senate language

(c) DUTIES AND POWERS. - keep Senate language

(1) - keep Senate language

(2) - strike

(A) - strike

(B) - strike

HR keep Senate language

(d) DELEGATION. - "The Director shall delegate the responsibilities of the Office of Museum Services to the Deputy Director" (language drafted by Sally Lovejoy)

(e) COORDINATION. - keep Senate language

Note: Have to work w/Leg. Counsel regarding the authority of the Director and the Deputy Director.

Note 536 - HR w/amendment: (language to be provided per Sally Lovejoy - will also be Manager's language)

make a/d service complaint

HR w.R. amendment

Note 537 - HR

Strike the appointment by

Note 538 - HR

Note 539 - HR

Note 540 - HR w/amendment: add a definition of "STATE"

"STATE" - The term "State" includes, in addition to the several States of the Union, the Commonwealth of Puerto Rico, the District of Columbia, Guam, American Samoa, the Northern Mariana Islands, the Virgin Islands, the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau."

Note 541 - HR w/amendment: change "Director" to "Deputy Director"; change "Board" to "Commission"; add to the list of permissible activities -- "(7) model programs demonstrating cooperative efforts between libraries and museums"

No. 11: Dep + Commission use original Senate language + 7

Note 541a - HR w/amendment: change "Director" to "Deputy Director"; change "Board" to "Commission"

HR

Note 541b - HR w/amendment: change "Director" to "Deputy Director"

HR

Note 541c - HR w/amendment: change "Director" to "Deputy Director"

HR

Note 542 - SR

Note 543 - HR w/amendment: change "Director" to "Deputy Director"; change "Board" to "Commission"

Note 544 - SR

HR

Note 544a - SR

HR

Note 544b - SR

HR

Note 544c - SR

HR

Note 545 - HOLD (Senate will offer a proposal)

HR

Note 546 - HR w/amendment: (need assistance from Leg. Counsel)

✓ Note 547 - HOLD (Member's issue - per Sen. Jeffords)

Note 547a - HOLD

Note 547b - HOLD

Note 547c - HOLD

Note 457d - HOLD

Note 547e - HOLD

Note 547f - HOLD

Note 547g - HOLD

Note 548 - HR

✓ Note 549 - HR/SR with amendment:

"Sec. ____ .PURPOSE.

(a) STATEMENT OF PURPOSE - The purposes of this subtitle are as follows:

(1) to consolidate federal library service programs;

(2) to stimulate excellence and promote access to learning and information resources in all types of libraries for individuals of all ages;

(3) to promote library services that provide all users access to information through regional, State, national and international electronic networks;

(4) to provide linkages among and between libraries and [one-stops/integrated career centers]; and

(5) to promote targeted library services to people of diverse geographic, cultural, and socioeconomic backgrounds, to

individuals with disabilities, and to people with limited functional literacy or information skills.

Note 550 - SR w/amendment:

(1) "INDIAN TRIBE" - move definition to title I (this definition would be determined w/the larger issue of Indians - House staff will work on the definitions)

Note 550a - SR/HR w/amendment:

(2) "LIBRARY CONSORTIA" - keep Senate definition

(3) "LIBRARY ENTITY" - strike

(4) "LIBRARY" - merger of House definition of "library" and Senate definition of "public library" (Sen. Pell's staff to prepare language)

(5) "STATE" - keep Senate definition

(6) "STATE ADVISORY COUNCIL" - strike ~~est~~

Note 550b - SR:

(7) "STATE LIBRARY ADMINISTRATIVE AGENCY" - ~~strike~~ ^{use} House language

(8) "STATE PLAN" - keep Senate definition

Note 551 - HR

Note 551a - HR w/amendment: change reserve to 4%; change "national leadership program" to "national leadership grants"

[Want to include language such as; "If the funds have not been obligated by the end of the fiscal year, funds are to be re-allotted to the State under the prescribed formula and may be carried over by the State for use in the next fiscal year." [need to review language w/ Leg. Counsel]

✓ Note 552 - HR w/amendment:

"SPECIAL RULE. Of the allotments reserved for the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau, the Director shall make a grant to the Pacific

Region Educational Laboratory in Honolulu, Hawaii, to make grants consistent with the provisions of this Act in Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau. The eligibility of the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau for assistance under this Act shall terminate as of September 30, 2001.

LIMITATION. The Pacific Region Educational Laboratory may use not more than 5 percent of the funds received pursuant to the Special Rule for administrative costs."

Note 552aa - HOLD (Members issue - per Sen. Jeffords) [New note regarding allotments -- \$200,000 vs \$400,000]

Note 552a - LC

Note 552b - LC

✓ Note 553 - HR

Note 554 - SR w/amendment: 4% for administrative State funding

add remaining funds 50% technical 50% special services

Note 555

Note 555a - HOLD (Members issue - Sen Jeffords)

Note 555b - HOLD (maintenance of effort)

Note 555c - HOLD (maintenance of effort)

Note 556 - SR w/amendment:

SEC. ___ STATE PLAN.

(a) STATE PLAN REQUIRED. -

(1) IN GENERAL. - In order to be eligible to receive a grant under this subtitle, a State library administrative agency shall submit a State plan to the Director not later than April 1, 1997.

(2) DURATION. - The State plan shall cover a period of 5 fiscal years.

(3) REVISIONS. - If a State library administrative agency makes a substantive revision to its State plan, then the State library administrative agency shall submit to the Director an amendment to the State plan containing such revision not later than April 1 of the fiscal year preceding the fiscal year for which the amendment will be effective.

(b) CONTENTS. - The State plan shall --

(1) establish goals, and specify priorities, for the State consistent with the purposes of this subtitle;

(2) describe activities that are consistent with such goals and priorities, the purposes of this subtitle, and the requirements of section ___ that the State library administrative agency will carry out during such year using such grant;

(3) describe the procedures that such agency will use to carry out such activities;

(4) describe the methodology that such agency will use to evaluate the success of such activities in achieving such goals and meeting such priorities;

(5) describe procedures that such agency will use to involve libraries and library users throughout the State in policy decisions regarding implementation of this subtitle; and

(6) provide assurances satisfactory to the Director that such agency will make such reports, in such form and containing such information, as the Secretary may reasonably require to carry out this subtitle and to determine the extent to which funds provided under this subtitle have been effective in carrying out its purposes.

(c) EVALUATION. - Each State receiving a grant under this subtitle shall independently evaluate and report prior to the end of the 5 year plan, the activities assisted under this title.

(d) INFORMATION. - Each public library receiving assistance under section (c?) shall submit to the State library administrative agency such information as such agency may require to meet the requirements of paragraph ___.

Note 556a - HR

Note 557 - SR w/amendment:

(a) IN GENERAL. - Of the funds provided to a State library administrative agency under section 454(a)(2)(A), the agency shall expend (either directly or through subgrants or cooperative agreements) at least 96 percent in the aggregate for the following two purposes:

(1) to establish or enhance electronic linkages among or between libraries, career center systems designated or established under section 107, and local service providers receiving grants under paragraphs (1) or (2) of section 432(a), or any combination thereof; and

(2) to target library and information services to persons having difficulty using a library and under-served urban and rural communities, including children (from birth through age 17) from families living below the income official poverty line (as defined by the Office of Management and Budget and revised annually in accordance with section 673(2) of the Community Services Block Grant Act (42 USC 9902(2))).

Special Rule. With respect to subsections (a)(1) and (a)(2) above, each State library administrative agency may apportion funds between the two purposes, as appropriate, to meet the needs of the individual State.

[Will need assistance from Leg. Counsel re: section references]

Note 557a - HR

Note 558 - SR

Note 559 - SR

Note 559a - SR

Note 559b - SR

Note 559c - SR

Note 560 - SR w/amendment: move evaluations to State plan. (See Note 556)

Note 561 - HR w/amendment:

may not shall require

SEC. ___ STATE ADVISORY COUNCILS. - Each State desiring assistance under this subtitle may establish a State advisory council which is broadly representative of the library entities in the State, including public, school, academic, special, and institutional libraries, and libraries serving individuals with disabilities.

Note 562 - SR w/amendment: (have Indians conform w/the purposes of the Act - need assistance w/Leg. Counsel)

Note 562a - SR

Note 563 - HR w/amendment: change to "national leadership grants";

Note 563a - HR w/amendment:

SEC. ___ NATIONAL LEADERSHIP GRANTS. -

(a) IN GENERAL. - From the amounts reserved under section 221(a)(2) for any fiscal year the Director shall establish and carry out a program providing national leadership grants to enhance the quality of library services nationwide and to provide coordination with museums.

(1) keep Senate language ~~strike~~

(2) keep Senate language

(3) keep Senate language

(4) model programs demonstrating cooperative efforts between libraries and museums.

(b) GRANTS OR CONTRACTS. -

(1) IN GENERAL. - The Director may carry out the activities described in subsection (a) by awarding grants to, or entering into contracts with, libraries, agencies, institutions of higher education, or museums, where appropriate;

(2) keep Senate language

(c) SPECIAL RULE. - The Director shall make every effort to ensure that activities assisted under this section are administered by appropriate library and museum professionals or experts."

Note 564 - HR

Note 565 - SR (possibility of re-opening Part F, per Sen. Pell's staff)

*Do not
Repeat Part
F*

Note 565a - SR

HR

Note 565b - LC

531 Find current laws re: federal funding

53166 transfer from Pm.

536 Need language re: compensation -
civil service persons or Dep. Dir.

546 Do we need parallel language for R
library programs - Why Leg. Counsel
compare it to other transfers

562a is it SR?