Library Services Improvement Act (1989): Speech 02

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STATEMENT OF SENATOR CLAIBORNE PELL
REGARDING THE ESTABLISHMENT OF AN
INSTITUTE FOR MUSEUM AND LIBRARY SERVICES

Mr. President. America’s future depends upon the transfer of our nation’s great history and culture to the next generations. Broad access to information and knowledge are critical to our well-being. Modern technology and communications have provided us with the tools to facilitate this sharing of knowledge and culture. We must make sure that all Americans are given the opportunity to benefit from the resources available. Libraries and museums are among the best institutions through which we can achieve such parity.

I propose an amendment to establish within the National Foundation for the Arts and Humanities, an Institute of Museum and Library Services. The Institute shall consist of an Office of Museum Services and an Office of Library Services. By merging libraries into the expanded Institute, they will gain greater strength and visibility than under their current status within the Department of Education. In addition, the many new cooperative programs between libraries and museums will flourish.

As with its predecessor, the Institute of Museum Services, the Office of Museum Services will provide grants that go solely toward the general operating support of our nation’s art, history and science museums, strengthening them in the area for which it is most difficult to raise private funds. A significant percentage of these federal funds are used for educational activities, bringing instruction and joy to millions of Americans of all ages in every state. Our nation receives back in value the cost of the program many times over.

I ask my colleagues to support this amendment.
In the Senate of the United States,
October 12 (legislative day, September 18), 1989.

Resolved, That the bill from the House of Representa­
tives (H.R. 2742) entitled "An Act to extend and amend the Library Services and Construction Act, and for other purposes", do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

SECTION I. SHORT TITLE; REFERENCES.

(a) SHORT TITLE.—This Act may be cited as the “Library Services and Construction Act Amendments of 1989”.

(b) REFERENCES.—References in this Act to "the Act" are references to the Library Services and Construction Act (20 U.S.C. 351 et seq.).

SEC. 2. DEFINITIONS.

Section 3 of the Act is amended—

(1) in paragraph (2)—

(A) by striking “and initial equipment” and inserting “and for the purchase, lease, and installation of equipment”;

(B) by striking “to conserve energy” and inserting “to ensure safe working environments and to conserve energy”; and
(C) by striking "includes machinery" and
inserting "includes information and building tech-
nologies, video and telecommunications equip-
ment, machinery"; and

(2) by adding at the end thereof the following new
paragraphs:

"(17) The term 'handicapped individual' means
an individual who is physically or mentally impaired,
visually impaired, or hearing impaired.

"(18) The term 'network' means any local, state-
wide, regional, or interstate cooperative association of
library entities which provide for the systematic and ef-
fective coordination of the resources of school, public,
academic, and special libraries and information centers
for improved supplementary services for the clientele
served by each type of library entity.".

SEC. 3. AUTHORIZATION OF APPROPRIATIONS.

(a) AMENDMENT.—Section 4(a) of the Act is amended
to read as follows:

"Sec. 4. (a) There are authorized to be appropriated—

"(1) for the purpose of making grants as provided
in title I, $100,000,000 for fiscal year 1990 and such
sums as may be necessary for each of the 4 succeeding
fiscal years;
“(2) for the purpose of making grants as provided in title II, $55,000,000 for fiscal year 1990 and such sums as may be necessary for each of the 4 succeeding fiscal years;

“(3) for the purpose of making grants as provided in title III, $35,000,000 for fiscal year 1990 and such sums as may be necessary for each of the 4 succeeding fiscal years;

“(4) for the purpose of making grants as provided in title V, $1,000,000 for fiscal year 1990 and such sums as may be necessary for each of the 4 succeeding fiscal years;

“(5) for the purpose of making grants as provided in title VI, $10,000,000 for fiscal year 1990 and such sums as may be necessary for each of the 4 succeeding fiscal years; and

“(6) for the purpose of activities as provided in title VII, $500,000 for fiscal year 1990, and such sums as may be necessary each of the 4 succeeding fiscal years.

There shall be available for the purpose of making grants under title IV for each of the fiscal years 1990, 1991, 1992, 1993, and 1994, 1.5 percent of the amount appropriated pursuant to each of paragraphs (1), (2), and (3) for each such fiscal year. There shall be available for the purpose of
making grants under section 5(d) for such fiscal years 0.5 percent of the amount appropriated pursuant to each of such paragraphs for each such fiscal year.”.

(b) CARRYOVER OF FUNDS.—Section 4(b) of the Act is amended by striking “and for the next succeeding fiscal year” and inserting “and is authorized to remain available until expended”.

SEC. 4. ALLOCATIONS.

(a) AMENDMENT.—Section 5(c) of the Act is amended to read as follows:

“(c)(1) From one-half of the sums available pursuant to the second sentence of section 4(a) for any fiscal year, the Secretary shall allot an equal amount to each Indian tribe that submits an approved application under section 403.

“(2) From the remaining one-half of the sums available pursuant to such second sentence, the Secretary shall make allocations to Indian tribes that (A) are receiving an allocation under paragraph (1) of this subsection for such fiscal year; and (B) have submitted approved applications under section 404.

“(3) In making allocations under paragraph (2)—

“(A) no funds shall be allocated to an Indian tribe unless such funds will be administered by a librarian; and
"(B) the Secretary shall take into account the needs of Indian tribes for such allocations to carry out the activities described in section 402(b).

"(4) In making allocations under this subsection, the Secretary shall take such actions as may be necessary to prevent an allocation from being received to serve the same population by any 2 or more of the following entities as defined in, or established pursuant to, the Alaska Native Claims Settlement Act:

"(A) an Alaskan native village,

"(B) a regional corporation, or

"(C) a village corporation."

(b) CONFORMING AMENDMENT.—Section 6(g)(2) of the Act is amended by inserting after “section 5(c)(2)” the following: “in the same fiscal year in which it has received an allocation under section 5(c)(1)”.

SEC. 5. ANTIDISCRIMINATION PROVISION.

Section 6(b) of the Act is amended by—

(1) striking “and” at the end of paragraph (3);

(2) redesignating paragraph (4) as paragraph (5);

and

(3) inserting the following new paragraph (4) after paragraph (3):

“(4) provide assurances that libraries within the State shall not discriminate on the basis of race, reli-
gion, age, gender, national origin, or handicapping condition in providing space for public meetings; and”.

SEC. 6. RESOURCE SHARING COORDINATION.

Section 6 of the Act is further amended—

(1) in subsection (d)(1), by striking “and construction” and inserting “, construction, and interlibrary cooperation and resource sharing”; and

(2) by adding at the end thereof the following new subsection:

“(h) The Secretary shall coordinate programs under titles V and VI of this Act with the programs assisted by titles I, II, and III of this Act, and shall provide to the head of the State library administrative agency the opportunity to comment on any application for a grant under title V or VI of this Act prior to the awarding of the grant, in order to assure that such grants from the Secretary are for purposes consistent with the long-range program required under subsection (d) of this section.”.

SEC. 7. MAINTENANCE OF EFFORT.

Section 7 of this Act is amended—

(1) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively; and

(2) by inserting after subsection (a) the following new subsection:
(b) In fiscal year 1990, and every fifth fiscal year thereafter, each State library agency may review its expenditures in the second fiscal year preceding fiscal year for which the determination is made under the programs from State and local sources and file with the Secretary a statement to establish a current, revised expenditure level to be used for measuring the maintenance of effort required under subsections (a)(1)(B) and (a)(2).”.

SEC. 8. INTERGENERATIONAL LIBRARY SERVICES.

Section 101 of the Act is amended—

(1) by redesignating paragraphs (5) and (6) as paragraphs (8) and (9), respectively; and

(2) by inserting after paragraph (4) the following new paragraph:

“(5) for assisting libraries in developing intergenerational library programs that will match older adult volunteers with libraries interested in developing after school literacy and reading skills programs for unsupervised school children during afterschool hours;”.

SEC. 9. CHILDCARE LIBRARY OUTREACH.

Section 101 of the Act is further amended by inserting after paragraph (5) the following new paragraph:

“(6) for assisting libraries in providing mobile library services and programs to child-care providers or child-care centers which are licensed or certified by the
State, or otherwise meet the requirements of State law;”.

SEC. 10. LIBRARY LITERACY CENTERS.

Section 101 of the Act is further amended by inserting after paragraph (6) the following new paragraph:

“(7) to establish and support model library literacy centers, coordinated by the State library administrative agency with other interested State agencies and nonprofit organizations to reduce the number of functionally illiterate individuals and to help them reach full employment;”.

SEC. 11. USE OF TITLE I FUNDS.

Section 102(a) of the Act is amended by adding at the end thereof the following new sentence: “In carrying out its program to accomplish the purposes of this title, a State may make subgrants to library systems or networks which include libraries other than public libraries, if the purpose of the subgrant is to improve services for public library patrons”.

SEC. 12. RATABLE REDUCTIONS OF MAJOR URBAN RESOURCE LIBRARIES.

Section 102(c) of the Act is amended by adding at the end thereof the following new paragraph:

“(3) No State shall, in carrying out the provisions of paragraph (2) of this subsection, reduce the amount paid to any major urban resource library
below the amount that such library received in the year preceding the year for which the determination is made under such paragraph (2), except that such amount shall be ratably reduced to the extent that the total Federal allocations to the State under section 5 for purposes of this title for the applicable fiscal year are reduced or that the 1990 Census shows the population of the city served by such library has decreased.”.

SEC. 13. STATE ANNUAL PROGRAM.

Section 103 of the Act is amended—

(1) in paragraph (3), by striking “and institutionalized individuals”;

(2) in paragraph (4)—

(A) by striking “(A)”; and

(B) by striking everything following “elderly” the first place it appears and inserting a semicolon; and

(3) by striking paragraph (5) and inserting the following:

“(5) describe the uses of funds to make library services and programs more accessible to handicapped individuals.”.
SEC. 14. TECHNOLOGY ENHANCEMENT.

(a) DEFINITION.—Section 3 of the Act is further amended by adding at the end thereof the following new paragraph:

"(19) The term 'technology enhancement' means the acquisition, installation, maintenance, or replacement, of substantial technological equipment (including library bibliographic automation equipment) necessary to provide access to information in electronic and other formats made possible by new information and communications technologies."

(b) USE OF TITLE I FUNDS.—Section 101 of the Act is further amended—

(1) by striking "and" at the end of paragraph (8) (as redesignated by section 7(1));

(2) by striking the period at the end of paragraph (9) (as redesignated by section 7(1)) and inserting "; and"; and

(3) by adding at the end thereof the following new paragraph:

"(10) for assisting public libraries in making effective use of technology to improve library and information services."

(c) USE OF TITLE II FUNDS.—Title II of the Act is amended—
(1) by inserting "AND TECHNOLOGY ENHANCEMENT" after "CONSTRUCTION" in the
heading of such title;
(2) by inserting "AND LIBRARY AND INFORMATION TECHNOLOGY ENHANCEMENT" after "CONSTRUCTION" in the head of section 201;
(3) by inserting "and technology enhancement" after "construction" each place it appears in sections 201, 202(a), 202(b), 203(1), 203(2), and 203(3);
(4) by striking "section 3(2)" in section 202(a) and inserting "sections 3(2) and 3(19), respectively";
and
(5) by inserting "AND TECHNOLOGY ENHANCEMENT" after "CONSTRUCTION" in the heading of section 203.

(d) USE OF TITLE III FUNDS.—Section 302(a) of the Act is amended—
(1) by striking "and" at the end of paragraph (1); and
(2) by inserting before the period at the end of paragraph (2) the following: "; and (3) developing the technological capacity of libraries for interlibrary coop-
eration and resource sharing".

SEC. 15. PRESERVATION OBJECTIVES IN CONSTRUCTION.

Section 203 of the Act is amended—
(1) by striking the period at the end of paragraph (4) and inserting "; and"; and
(2) by adding at the end thereof the following new paragraph:
"(5) follow policies and procedures in the construction of public libraries that will promote the preservation of library and information resources to be utilized in the facilities."

SEC. 16. RESOURCE SHARING.
Sections 301 and 304(a) of the Act are amended by striking "eventual" and inserting "attaining".

SEC. 17. PRESERVATION COOPERATION.
Title III of the Act is amended by adding at the end thereof the following new section:

"PRESERVATION PROGRAMS
"Sec. 305. (a) The long-range program and annual program of each State under this title may—
"(1) include a statewide preservation cooperation plan that complies with this section; and
"(2) identify the preservation objectives to be achieved during the period covered by the long-range plans required by section 6.
"(b) A statewide preservation cooperation plan complies with this section if—
"(1) such plan specifies the methods by which the State library administrative agency will work with li-
libraries, archives, historical societies, scholarly organizations, and other agencies, within or outside the State, in planning, education and training, coordinating, outreach and public information, and service programs to ensure that endangered library and information resources are preserved systematically; and

"(2) such preservation plan is developed in consultation with such parties and agencies as the State archives, historical societies, libraries, scholarly organizations, and other interested parties.

"(c) A State that has a statewide preservation cooperation plan that complies with this section may use funds under this title to carry out such plan.

"(d) The State library administrative agency may contract part or all of the preservation program under this section to other agencies or institutions."

SEC. 18. LIBRARY LITERACY GRANTS.

Section 601(e) of the Act is amended by striking "$25,000" and inserting "$35,000".

SEC. 19. GRANTS FOR FOREIGN LANGUAGE MATERIAL ACQUISITION.

Section 501 of the Library Services Construction Act is amended by adding the following new subsection at the end thereof:
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"(d)(1) The provisions of subsection (c) shall not apply to any major urban resource library.

"(2) The Secretary shall not use more than 30 percent of the funds appropriated under this title to provide grants to major urban resource libraries in excess of the amount of the limitation described in subsection (c).

SEC. 20. EVALUATION AND ASSESSMENT.

(a) AMENDMENT.—The Act is further amended by adding at the end thereof the following new title:

"TITLE VII—EVALUATION AND ASSESSMENT

"PROGRAM AUTHORITY

"Sec. 701. The Secretary is authorized to carry out a program for the purpose of evaluation and assessment (directly or by grants or contracts) of programs authorized under this Act."

(b) CONFORMING AMENDMENT.—Section 5(a) of the Act is amended by striking out paragraph (5).

SEC. 21. PUBLIC LIBRARY SERVICES.

(a) TITLE I HEADING.—The heading of title I of the Act is amended by inserting "PUBLIC" before "LIBRARY".

(b) SECTION 101 HEADING.—The heading of section 101 is amended by inserting "PUBLIC" before "LIBRARY".
SEC. 22. EFFECTIVE DATE PROVISION.

The amendments made by this Act shall take effect on October 1, 1989.

Attest:

Secretary.