

1996

Institute of Museum and Library Services Act (1996): Conference Proceeding 09

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"Institute of Museum and Library Services Act (1996): Conference Proceeding 09" (1996). *Institute of Museum and Library Services Act (1996)*. Paper 37.
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*Notes a change from the "staff conference agreement" pages from previous meetings

*Note 530: Bill explanation: The amendment creates a new Institute of Museum and Library Services and consolidates into it the functions of the IMS, along with federal library programs under the Library Services and Construction Act and Title II of the Higher Education Act. Focuses of the amendment include helping libraries acquire and use new technologies, forging electronic ties among libraries and between libraries and one stop career centers as well as information access for people of diverse geographic, cultural and socioeconomic background and people with disabilities as well as people with limited functional literacy and information skills.

Note 531: HR/SR with amendment: \$150 million for authorization; change year to FY97; include "such sums" for FY1998-2002; authorize forward funding

Note 531a: SR

Note 531b: SR

*Note 531 bb: HR w/amendment : "The authority of the Secretary of Education shall be limited to transfer of any funds appropriated under the authority of paragraph (a) to the Director to enable the Director to carry out this subtitle."

Note 531c: SR

Note 531d: HR w/amendment, changing administrative funds to 3%

Note 531e: HR w/amendment, begin with FY'97 and continue from FY'98-02.

Note 531f: HR

Note 531g: SR

Note 531h: HR

Note 531i: HOLD

Note 532: HR

*Note 533: HR

Note 534: HR

HR -
HR

*Note 535: HR w/amendment to strike (c) (2) under Duties and Powers

*Note 536: HR w/amendment SHOULD INCLUDE LANGUAGE that makes Deputy Directors civil servants PERHAPS appointed by the Director. *531 541 a/b/c*

Note 537: HR

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 Island, the Republic of Palau."

✓ *Note 541: HR w/amendment. Add to the list of permissible activities -- (7) model programs demonstrating cooperative efforts between libraries and museums."

*Note 541a: HR

- ✓ *Note 541b: HR
- ✓ *Note 541c: HR
- ✓ ~~Note 542:~~ SR
- ✓ *Note 543: HR
- ✓ *Note 544: HR
- ✓ *Note 544a: HR
- ✓ *Note 544b: HR
- ✓ *Note 544c: HR
- ✓ *Note 545: HR
- ✓ *Note 546: HR w/amendment -- Change Section to "TRANSFER OF FUNCTIONS FROM INSTITUTE OF MUSEUM SERVICES AND THE LIBRARY PROGRAM

*back to leg
counsel*

OFFICE Section. Designate the current Section 303(b) as Section 303(b)(1) and add the following: (2) All functions that the Director of Library Programs of the Department of education Office of Educational Research and Improvement exercised before the date of enactment of this section and any related function of any officer or employee of the Department of Education.

Also ADD to Sec. (303)(d), before last sentence: Provided that delegation of program authority shall be made only consistent with the purposes of section 205. FURTHER assistance from Leg Counsel -- IF NECESSARY

- Note 547: HOLD (Members issue per Sen. Jeffords)
- Note 547a: HOLD
- Note 547b: HOLD
- Note 547c: HOLD
- Note 547d: HOLD
- Note 547e: HOLD
- Note 547f: HOLD
- Note 547g: HOLD

- Note 548: HR
- Note 549: HR/SR w/amendment:

"Sec. ____ . Purpose.
 (a) STATEMENT OF PURPOSE - The purposes of this subtitle are as follows:
 (1) to consolidate federal library 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 issues of Indians - House staff to work on this amendment)

*Note 550a: SR/HR w/amendment

(2) "LIBRARY CONSORTIA" - keep Senate definition

(3) "LIBRARY ENTITY" - Strike

(4) "LIBRARY" - The term "library" includes -- (A) a library entity supported at least in part by State or local funds, or recognized by the State or locality as a public library; (B) a public elementary or secondary school library; (C) an academic library; (D) a research library, which, for the purposes of this section, means a library which makes library services available to the public, publicly available, and is not an integral part of an institution of higher learning; and (E) a private library, but only if the State in which such private library is located determines that the library should be considered a library for the purposes of this Act.

(5) "STATE" - keep Senate definition

(6) "STATE ADVISORY COUNCIL" - Strike

Note 550b: (7) "STATE LIBRARY ADMINISTRATIVE AGENCY" - Keep House definition

(8) "STATE PLAN" - keep Senate definition

Note 551: HR

Note 551a: HR w/amendment: change reservation 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 to use for the next fiscal year." Need to review language with 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 provision 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, the Republic of Palau. The eligibility of the Republic of the Marshall Islands, the Federated States of Micronesia, 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 552a: HOLD State Minimums/ratable reductions/remaining distribution

Note 552 aa: HOLD State Minimums, etc. Members issue per Sen. Jeffords

Note 552b: HOLD State Minimums, etc.

Note 553: HR with amendment

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

Note 555: Dele note

*340,000 w/ R/J
Jeffords drops
fundamentally*

*HR / amendment
Federal Share
June 6 20*

Note 555a: HOLD Members issue/Jeffords /Federal Share
Note 555b: HOLD (Maintenance of Effort)
Note 555c: HOLD (Maintenance of Effort)

*cf voc. ed. agreement 100% to 5% waiver for
disaster unless fed approp. fell
state could reduce by same 20%
fed.*

*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 of its State plan, then the State library administrative agency shall submit to the Director an amendment to the State plan containing such revisions not later than April 1 of the fiscal year preceding the fiscal years 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, and 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 meetings 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 reasonable 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 () shall submit to the State library administrative agency such information as such agency may require to meet the requirements of paragraph ____.

ADD NEW SECTION:

() INTERIM APPLICATION

Notwithstanding other provisions of law, a State library administrative agency that desires to receive a grant under the Library Services and Construction Act for the fiscal year beginning October 1, 1996 shall submit an interim application. This application should describe the initiatives to be undertaken by the State library administrative agency in order to assure a smooth transition to the

activities to be carried out under this subtitle. The interim application must also include any revisions from the annual application submitted for the fiscal year beginning October 1, 1995.

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) 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 subsection (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.

Note 557a:

HR

Note 558:

SR

Note 559:

SR

Note 559a:

SR

Note 559b:

SR

Note 559c:

SR

Note 560:

SR w/amendment: move evaluation to State plan. (See note 556)

Note 561:

HR w/amendment

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 with the purposes of the Act -- Leg. Counsel)

*Note 562a:

Indian issue. What will the application process for Indian tribes be?

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

- (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 or 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:

HOLD Sen. Pell — *sect. 710 SR*

Note 565a:

HOLD

*Note 565b: LC -- ADD THE FOLLOWING TRANSITION LANGUAGE in the Section entitled: Sec. 306. REPEALS AND TECHNICAL AND CONFORMING AMENDMENTS.

Sec. - TRANSITION -- The Office of Management and Budget shall take appropriate measures to ensure an orderly transition from the activities previously administered by the Department of Education, Library Program to the activities administered by the Institute for Museum and Library Services under this title. Such measures may include the transfer of appropriated funds.

Sec. AMENDMENTS RELATING TO CERTAIN AUTHORIZATION OF APPROPRIATIONS

(a) In general -- Sec. 4(a) of the Library Services and Construction Act (20 U.S.C. 351b(a)) as amended by section 375 of Improving America's School Act, P.L. 103-382, is amended by Striking "for fiscal year 1995" each place the phrase appears and inserting "for fiscal year 1997".

(b) The Secretary shall expend or transfer such funds as appropriated pursuant to this authorization that are necessary to ensure the orderly transition of responsibility to the Institute of Museum and Library Services pursuant to the Library Services and Technology Act, and in no event be less than \$200,000.