

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 216

BY: CHANDLER

AS INTRODUCED

AN ACT RELATING TO PUBLIC LIBRARIES; AUTHORIZING ESTABLISHMENT OF CERTAIN BIBLIOGRAPHIC DATABASE AND SERVICES; AUTHORIZING PROMULGATION OF RULES AND REGULATIONS; CREATING CERTAIN FUND; STATING SOURCES OF MONIES; PROVIDING FOR CERTAIN EXPENDITURES; REQUIRING CERTAIN ALLOCATION PROCESSES; PROVIDING FOR CODIFICATION; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified as Section 3-151 of Title 65 of the Oklahoma Statutes, unless there is created a duplication in numbering, reads as follows:

A. Subject to the appropriation of funds by the Legislature, the Oklahoma Department of Libraries is authorized to establish and maintain a bibliographic database service which can be utilized by participating libraries by means of electronic technology. Said database shall provide information about the holdings of participating libraries to other participating libraries by means of compact-disc/read-only-memory (CD-ROM) technology. The Department is authorized to provide such discs or to transmit the information by other means to participating libraries for a fee to be established by the Board that is sufficient to recover the cost of

providing the discs or otherwise transmitting the information. Participating libraries shall be responsible, however, for providing the software and equipment necessary to make use of the discs or receive the information otherwise provided. Monies received from the fee authorized herein shall be deposited to the "Department of Libraries Electronic Database Services Fund."

B. As used in this section, "participating library" means any public library, multi-county system library, public or private elementary or secondary school library, library of a postsecondary institution, state agency library, or special library operated by an association, business, industry, or organization, which has its principal or central administrative office or location within this state and which has signed an agreement with the Oklahoma Department of Libraries Board to share information about its library media holdings with, and loan its library media items or facsimiles thereof to, other participating libraries under terms and conditions established by the Board. The Board shall be the sole judge of eligibility of a library to be designated a participating library.

C. The Oklahoma Department of Libraries Board is authorized to promulgate rules and regulations for the purposes of implementing and maintaining the services authorized by this act.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-152 of Title 65, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created in the State Treasury a fund to be designated as the "Department of Libraries Electronic Database Services Fund." The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of any monies the Legislature may appropriate or transfer to the fund and any monies paid to the fund from any other source, public or private.

B. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Oklahoma

Department of Libraries Board for the purposes of providing the services authorized in Section 1 of this act to participating libraries or for such other purposes as may be authorized by the Legislature.

C. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed with the Director of State Finance for approval and payment as prescribed by law.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-426

WHT