1 State of Arkansas

2 80th General Assembly # A Bill

3 Regular Session, 1995   SENATE BILL   93

4 By: Senators Snyder, D. Malone, Todd, Bookout and Bradford

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7   **For An Act To Be Entitled**

8   "AN ACT TO CREATE A COMMISSION ON LIBRARY LAWS; AND FOR

9   OTHER PURPOSES."

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11   **Subtitle**

12   "AN ACT TO CREATE A COMMISSION ON

13   LIBRARY LAWS."

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15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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17   SECTION 1. (a) A Commission on Library Laws is created and shall be

18 composed of seventeen (17) members to be appointed by the Governor as

19 follows:

20   (1) Five (5) shall be library directors, one from each of the

21 state's five (5) library development districts;

22   (2) Four (4) shall be citizens who are interested in and

23 knowledgeable about library services;

24   (3) Two (2) shall be representatives of municipal government;

25   (4) Two (2) shall be representatives of county government;

26   (5) One (1) shall be the state librarian or designee;

27   (6) One (1) shall be a trustee from a library or library system

28 that serves more than fifty thousand (50,000) people;

29   (7) One (1) shall be a trustee from a library or library system

30 that serves less than fifty thousand (50,000) people;

31   (8) One (1) shall be an attorney who is knowledgeable about

32 municipal and county law.

33   (b) The governor shall make the appointments and select the

34 chairperson from the commission membership no later than January 1, 1996.

35   (c) The Commission shall hold its first meeting during January, 1996

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1 at a time and place designated by the chairperson. Subsequent meetings will

2 be held at the call of the chairperson or upon the written request of five

3 (5) members of the commission.

4   (d) The Governor may remove any commission member for incapacity,

5 incompetence, neglect of duty or malfeasance in office.

6   (e) The Governor shall fill any vacancy from a list of at least two

7 (2) qualified candidates submitted within fifteen (15) days of the vacancy by

8 the commission. The Governor shall make the appointment within fifteen (15)

9 days after the commission has submitted the candidates' names.

10   (f) The members shall serve without compensation, but may be

11 reimbursed to the extent monies are available for actual and necessary

12 expenses incurred in the performance of their duties.

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14   SECTION 2. (a) The Commission on Library Laws shall study existing

15 laws of the state that affect the operation and development of public and

16 regional libraries for the purpose of developing a Model Library Law. The

17 Model Library Law shall define the relationship of the library to the

18 municipality and county in which it is located and may also address any other

19 aspect of law that the commission deems appropriate for the future

20 development of effective library services in this state.

21   (b) The Commission on Library Laws shall hold public hearings, may

22 hire staff and consultants as monies are available, and may solicit, accept,

23 retain and administer gifts, grants or donations of money, services or

24 property.

25   (c) The Commission shall report its findings and make its

26 recommendations to the Governor and the Bureau of Legislative Research by

27 January 1, 1997.

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29   SECTION 3. All provisions of this act of a general and permanent

30 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

31 Code Revision Commission shall incorporate the same in the Code.

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33   SECTION 4. If any provision of this act or the application thereof to

34 any person or circumstance is held invalid, such invalidity shall not affect

35 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.
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4   SECTION 5. All laws and parts of laws in conflict with this act are
5 hereby repealed.
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