

AMENDED IN ASSEMBLY APRIL 20, 1998

AMENDED IN SENATE APRIL 28, 1997

**SENATE BILL**

**No. 409**

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**Introduced by Senator Alpert** and Assembly Member  
Sweeney  
**(Coauthor: Senator McPherson)**  
(Coauthors: Assembly Members Cunneen and Firestone)

February 18, 1997

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An act to add Chapter 4.5 (commencing with Section 18800) to Part 11 of the Education Code, relating to libraries.

LEGISLATIVE COUNSEL'S DIGEST

SB 409, as amended, Alpert. Libraries.

Existing law, the California Library Services Act (act), establishes the California Library Services Board and provides that its duties include, among other things, adopting rules, regulations, and general policies relating to the implementation of the act. The State Librarian is the chief executive officer of the board and administers the act. Under the act, a library system, constituted as specified, receives an annual allowance for the improvement and maintenance of coordinated reference service support to the members of the system. A library system, any public library, or any combination of public libraries is authorized to apply for funds for special services programs, as defined. Each member library of a system is reimbursed for interlibrary loans between member libraries of the system, as specified. Each library system is required to apply for funds for intrasystem

communications and delivery and for planning, coordination, and evaluation of overall systemwide services. Each system is required to establish an administrative council and an advisory board, each with specified duties. Under the act, the California Library Services Board is authorized to establish and administer state reference centers responsible for answering reference requests that cannot be met by systems and libraries authorized under the act.

This bill would revise and recast the act by enacting the Library of California Act under which services would be augmented and regional networks established. The bill would provide for a transition period from the California Library Services Act services and funding to the Library of California Act services and funding.

*This bill would make this bill operative only if funding is provided in the Budget Act of 1998 for implementation of this bill.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Chapter 4.5 (commencing with Section  
2 18800) is added to Part 11 of the Education Code, to read:

3

4 CHAPTER 4.5. LIBRARY OF CALIFORNIA ACT

5

6 Article 1. General Provisions

7

8 18800. This chapter shall be known as the Library of  
9 California Act.

10 18801. (a) The Legislature finds all of the following:

11 (1) Our economy is information-based. Because  
12 libraries are information providers, they have a primary  
13 responsibility for the collection, organization, and  
14 dissemination of information supporting the economic  
15 development of California.

16 (2) Resource sharing, cooperation, and collaboration  
17 among all California libraries of all types creates a whole  
18 that is greater than the sum of its parts. Each library can



1 serve as a gateway to the resources and services of every  
2 other California library.

3 (3) The state's economic and democratic vitality  
4 depends upon the education of all Californians and their  
5 equitable access to information in an effective, timely  
6 fashion. Public and private partnerships enhance  
7 information access and delivery.

8 (4) Access to information is increasingly  
9 technology-based. Technology is vital to the libraries  
10 serving Californians. The sharing of resources and  
11 services among libraries is most cost-effective when  
12 appropriate technology is utilized effectively.

13 (5) Our multicultural and complex society creates  
14 needs for materials, information, and services that go  
15 beyond the ability of any one library or any one type of  
16 library to provide.

17 (6) The academic library is a primary source of  
18 curriculum-related educational and research information  
19 for higher education.

20 (7) The public library is a primary source of  
21 information, enrichment, and lifelong learning for  
22 persons of any age, location, or economic circumstance.

23 (8) The school library is a primary source of  
24 curriculum-related resources and instructional reading  
25 materials in elementary and secondary schools.

26 (9) The special library is a primary source of  
27 information and research resources related to its specific  
28 mission or the purpose of its parent organization which  
29 may be a corporation, hospital, legal organization or other  
30 institution.

31 (10) No single library is able to meet all the diverse  
32 needs of all of its primary clientele, including people with  
33 disabilities, non-English-speaking and  
34 limited-English-speaking persons, those who are  
35 confined to home or an institution, those who are  
36 geographically isolated, and those who are economically  
37 disadvantaged. Highly specialized information needs  
38 often surpass the resources of any single library in the  
39 state.



1 (11) The effective sharing of resources and services  
2 among the libraries of California requires a structure and  
3 an ongoing commitment by the state to compensate  
4 libraries for services provided to Californians other than  
5 their primary clientele.

6 (b) The Legislature therefore finds and declares the  
7 following:

8 (1) It is in the interest of the people of the state to  
9 ensure that all Californians have free and convenient  
10 access to all library resources and services that could  
11 provide essential information and enrich their lives.

12 (2) To respond fully and successfully to these  
13 information needs and to the diversity of California's  
14 population, libraries of all types and in all parts of the state  
15 must be enabled to interact, cooperate, and share  
16 resources.

17 (c) (1) It is the intent of the Legislature to provide all  
18 Californians with the opportunity to obtain from a local  
19 library all their needed materials and informational  
20 services by facilitating, and supporting through that  
21 library, access to the resources of all libraries in the state.

22 (2) It is the intent of the Legislature to accomplish this  
23 goal by enabling libraries of all types and in all parts of the  
24 state to provide their users with the services and  
25 resources of all libraries in this state, and by assisting  
26 libraries to provide and improve service to the  
27 underserved.

28 18802. In adopting this chapter, the Legislature  
29 declares that its policy is as follows:

30 (a) To reaffirm the principle of local control of the  
31 government or administration, or both, of libraries and to  
32 affirm that the provisions of this chapter apply only to  
33 libraries authorized by their jurisdictions or institutions to  
34 apply to participate in the programs authorized by this  
35 chapter.

36 (b) To enable the users of all libraries, regardless of the  
37 library type, size, or geographic location, to benefit from  
38 some or all of the services authorized by this chapter.

39 (c) To require that no library, as a condition for  
40 receiving funds or services under this chapter, acquire,



1 provide access to, or exclude any specific book, periodical,  
2 film, recording, data base, picture, or other material or  
3 medium, or acquire, provide access to, or exclude any  
4 classification of books or other material by author, subject  
5 matter, or type.

6 (d) To encourage adequate funding of libraries from  
7 local or other sources, with state aid under this program  
8 to be furnished as a supplement to, rather than a  
9 replacement for, other funds.

10 (e) To ensure that the necessary technological  
11 infrastructure is provided.

12 (f) To ensure library service to the underserved of all  
13 ages.

14 (g) To encourage and enable the sharing of resources  
15 among libraries of all types.

16 (h) To reimburse equitably any participating library  
17 for services it provides to Californians other than its  
18 primary clientele.

19 (i) To assure that no existing library service programs,  
20 funded at the local or state level, are diminished as a result  
21 of the resource-sharing authorized by this chapter.

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## Article 2. Definitions

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25 18810. As used in this chapter, unless the context  
26 otherwise indicates or unless specific exception is made,  
27 the following definitions apply:

28 (a) "Academic library" means a library established  
29 and maintained by a college or university or other  
30 postsecondary institution to meet the educational needs  
31 of its students, faculty, staff, and others by agreement.

32 (b) "Act" means the Library of California Act.

33 (c) "Direct loan" means the lending of a book or other  
34 item, or furnishing a copy directly to a borrower, in  
35 person or through electronic means.

36 (d) "Document delivery" means the transmission, in  
37 response to a request, of information from one library to  
38 another, in either a physical or digital format.



1 (e) “Electronic direct access” means the provision of  
2 electronic borrowing, or electronic document delivery  
3 services directly to library users, or both.

4 (f) “Information agencies” means institutions that  
5 provide or preserve, or both, information resources, such  
6 as archives, historical societies, libraries, and museums.

7 (g) “Institution” means a business or corporation,  
8 college, correctional facility, education agency,  
9 governmental agency, hospital, not-for-profit  
10 organization, professional association, school district, or  
11 other organized group that is authorized by law and that  
12 operates one or more libraries. These libraries would be  
13 academic, school, or special libraries located in California.  
14 For the purposes of this act, if an institution is a member  
15 of a regional library network and a library of that  
16 institution decides to participate in a regional library  
17 network and meets the eligibility standards, but is located  
18 within the geographic boundaries of a network that is  
19 different from the network within which the institution  
20 is located, that library shall be a participating library in  
21 the regional network within which it is located.

22 (h) “Interlibrary loan” means the lending or  
23 providing of a book or other item, or furnishing a copy,  
24 from one library to another library that is under a  
25 different jurisdictional or institutional administration as  
26 the result of a request for the item from its primary  
27 clientele.

28 (i) “Interlibrary reference” means the providing of  
29 information by one library or reference center to another  
30 library or reference center that is under a different  
31 jurisdictional or institutional administration as the result  
32 of a request from its primary clientele for information  
33 that is beyond that library’s mission and resources.

34 (j) “Library user” means a Californian who is part of  
35 the primary clientele of a library but does not work for  
36 that library.

37 (k) “Network region” means a geographic subdivision  
38 of California within which libraries organize under this  
39 act for the purpose of resource sharing and mutual  
40 cooperation. Boundaries of network regions are



1 determined on the basis of the following criteria: public  
2 library jurisdictional boundaries; commonality with  
3 boundaries of educational institutions; recognition of  
4 current transportation, marketing, and communication  
5 patterns; location of and access to library resources; and  
6 population.

7 (l) “Participating library” means the libraries of a  
8 public library jurisdiction that is a member of a regional  
9 library network or a library of an institution that is a  
10 member of a regional library network if that library  
11 decides to participate in a regional library network and  
12 meets the eligibility standards set forth in Section 18830.

13 (m) “Patron referral” means the accepted procedure  
14 among libraries by which onsite services are made  
15 available in an appropriate format to people who would  
16 otherwise not be able to utilize them.

17 (n) “Preservation” means the prevention or delay of  
18 deterioration of, and damage to, archival and library  
19 materials through the appropriate environmental  
20 controls or treatment, or both. For the purposes of this  
21 chapter, preservation encompasses conservation,  
22 digitization, and duplication of endangered materials in  
23 a different format.

24 (o) “Primary clientele” means the people for whom  
25 the library has been established to provide services. It  
26 includes people served by different outlets of its  
27 jurisdiction or institution. A person may be a member of  
28 the primary clientele of more than one type of library.

29 (p) “Public library” means a library, or two or more  
30 libraries, operated by a single public jurisdiction to meet  
31 the needs of its primary clientele and others by  
32 agreement.

33 (q) “Public library jurisdiction” means a county, city  
34 and county, city or any district that is authorized by law  
35 to provide public library services and that operates a  
36 public library.

37 (r) “Regional library council” means the  
38 administrative body over each regional library network,  
39 on which all members are represented.



1 (s) “Regional library network” means a not-for-profit,  
2 cooperative organization established by the Library of  
3 California Board composed of libraries within the public  
4 library jurisdictions or institutions that choose to become  
5 members and agree to share resources and services with,  
6 or to provide resources and services to, or both, other  
7 members of the regional library network.

8 (t) “Resources” are library materials that include, but  
9 are not limited to, print, nonprint materials and  
10 microformats; network resources such as software,  
11 hardware, and equipment; electronic and magnetic  
12 records; data bases; communication technology; facilities;  
13 and human expertise.

14 (u) “School library” means a library that is established  
15 to support the curriculum-related research and  
16 instructional reading needs of pupils and teachers and  
17 provides the collections, related equipment, and  
18 instructional services of a staff for an elementary or  
19 secondary school.

20 (v) “Special library” means a library that is  
21 maintained by a parent organization to serve a  
22 specialized clientele; or an independent library that may  
23 provide specialized materials or services, or both, in a  
24 specific subject to the public, a segment of the public, or  
25 other libraries. It is maintained by an association, business  
26 or corporation, government agency, research institution,  
27 learned society, not-for-profit organization, professional  
28 association, museum, industrial enterprise, chamber of  
29 commerce, or other organized group and is characterized  
30 by its depth of subject coverage.

31 (w) “Statewide resource library group” means those  
32 libraries in California that have the most comprehensive  
33 or specialized resources, or both, in topics needed by  
34 people statewide or regionally and that agree to provide  
35 access to their resources to all members of all regional  
36 library networks.

37 (x) “State board” means the Library of California  
38 Board.

39 (y) “Types of libraries” includes academic, public,  
40 school, and special libraries.



1 (z) “Underserved” means any population segment  
2 with service needs not adequately met by traditional  
3 library service patterns; including, but not limited to:  
4 children, disabled, economically displaced, ethnic and  
5 culturally diverse populations, geographically isolated,  
6 illiterate, institutionalized, non-English speaking, and  
7 young adults.

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Article 3. Administration

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11 18820. (a) There is hereby established in the state  
12 government the Library of California Board. The state  
13 board shall consist of 13 members.

14 (b) It is the intent of the Legislature that members of  
15 the state board be broadly representative of the people  
16 served by libraries statewide and that members reflect  
17 the cultural traditions of California’s people and the  
18 diverse geographic areas of the state.

19 (c) The Governor shall appoint nine members to the  
20 state board. The Governor shall appoint two members to  
21 represent academic libraries, two members to represent  
22 public libraries, two members to represent school  
23 libraries, and two members to represent special libraries.  
24 At the time of their appointment and throughout their  
25 tenure, these eight members must work for, or be part of,  
26 or be associated with, the governance structure of the  
27 type of library they represent, and that library must be a  
28 member of a regional library network. The Governor  
29 shall also appoint one member representing the general  
30 public.

31 (d) The Senate Rules Committee shall appoint two  
32 members representing the general public. The Speaker  
33 of the Assembly shall also appoint two members  
34 representing the general public.

35 (e) The initial members of the state board shall be  
36 those persons serving on the California Library Services  
37 Board at the time of the enactment of this chapter. As  
38 new members are appointed, the composition of the  
39 board shall reflect the provisions of this section. The terms  
40 of office of members of the state board is four years or the



1 remainder of the term for a position filled after a vacancy.  
2 No individual shall serve for more than two consecutive  
3 four-year terms.

4 (f) The concurrence of seven members of the state  
5 board is necessary for the validity of any of its acts.

6 (g) Members of the state board shall serve without  
7 pay. They shall receive their actual and necessary  
8 traveling expenses while conducting official business.

9 18821. The state board shall adopt rules, regulations,  
10 and general policies for the implementation of this  
11 chapter and, consistent with this chapter, shall have the  
12 following powers and duties:

13 (a) To direct the State Librarian in the administration  
14 of this chapter.

15 (b) To review for its approval all proposals submitted  
16 under this chapter.

17 (c) To submit budget proposals as part of the annual  
18 budget of the State Library.

19 (d) To expend the funds appropriated for the purpose  
20 of implementing this chapter.

21 (e) To require participating libraries, member  
22 institutions, public library jurisdictions, and regional  
23 library networks to prepare and submit any reports and  
24 information necessary to carry out the provisions of this  
25 chapter, and to prescribe the form and manner for  
26 providing the reports and information.

27 (f) To develop formulas for the equitable allocation of  
28 reimbursements.

29 (g) To administer an appeals process for membership  
30 eligibility in a regional library network.

31 (h) To work with and support the work of the regional  
32 library networks and the statewide resource libraries  
33 group.

34 (i) To administer the California Library Services Act,  
35 California Literacy Campaign, and Families for Literacy  
36 program.

37 (j) To serve as the State Advisory Council on Libraries  
38 on matters related to the federal Library Services and  
39 Technology Act.



1 18822. The State Librarian is the chief executive  
2 officer of the state board for the purposes of this chapter  
3 and shall do all of the following:

4 (a) Make reports and recommendations that may be  
5 required by the state board.

6 (b) Administer and monitor the provisions of this  
7 chapter.

8 (c) Review all claims to ensure the programmatic and  
9 technical compliance with the provisions of this chapter.

10

11 Article 4. Eligible Libraries

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13 18830. (a) Libraries in public library jurisdictions  
14 that are members of a regional library network and  
15 libraries in institutions that are members of a regional  
16 library network are eligible to receive services under this  
17 chapter and to become participating libraries. The board  
18 of governance or the appropriate administrative  
19 authority for each academic library, public library, school  
20 library, and special library that decides to join a regional  
21 library network shall take official action to approve  
22 network membership. That local governing agency or  
23 appropriate administrative authority shall agree not to  
24 reduce funding for library services as a result of network  
25 participation. Each public library jurisdiction, school  
26 district, university or college, and institution or  
27 corporation, or agency or branch thereof, may become a  
28 member of a regional library network. A public library  
29 jurisdiction not eligible under the California Library  
30 Services Act on the effective date of this section, and an  
31 institution, shall have at least one library that meets the  
32 following eligibility standards:

33 (1) A written explicit mission statement and service  
34 objectives.

35 (2) A fixed location in California.

36 (3) Established hours of service.

37 (4) An organized collection of information and  
38 materials accessible for use by its primary clientele.

39 (5) Designated, onsite, paid staff for library services.

40 At least one staff person shall have a master's degree in



1 library or information science or a California library  
2 media teacher credential issued by the Commission on  
3 Teacher Credentialing, but equivalent graduate  
4 education or demonstrated professional experience may  
5 be substituted for this requirement. The eligibility  
6 determination will be made by the regional library  
7 network.

8 (6) An establishment funding base.

9 (b) Participating libraries must agree to all of the  
10 following:

11 (1) To share resources and services with other  
12 members of the regional library network.

13 (2) To provide resources and services for other  
14 members of the regional library network.

15 (3) To meet the minimum resource-sharing  
16 performance standards of the regional library network.

17 (c) Participating libraries may not obtain services  
18 provided under this act on behalf of nonparticipating  
19 libraries. No membership fees or service fees may be  
20 assessed for access to state-funded services. Regional  
21 library networks may provide their members with  
22 increased or enhanced services for a fee, at the option of  
23 each member.

24 (d) Public libraries eligible under the California  
25 Library Services Act on the effective date of this section  
26 are deemed to meet the eligibility standards in  
27 subdivision (a), and shall not be required to certify that  
28 they meet these eligibility standards.

29 18831. (a) Each participating library shall receive  
30 state-supported services from a single regional library  
31 network. Geographical boundaries determine which  
32 regional library network a public library jurisdiction or  
33 institution, and its participating libraries, may join;  
34 exceptions may be made by the state board. Realignment  
35 of membership from one regional library network to  
36 another is permissible. A public library jurisdiction or an  
37 institution that is a member of a regional library network  
38 may also subscribe to services offered by other regional  
39 library networks.



1 (b) Eligible libraries may receive state funds for  
2 services delivered under this chapter.

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4 Article 5. Regional Library Network Services

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6 18840. To be eligible for funds under this article, a  
7 regional library network shall submit a plan to the state  
8 board for its approval. The plan shall include all of the  
9 following:

10 (a) An organizational structure.

11 (b) Bylaws.

12 (c) Membership policies, assuring that all eligible  
13 libraries in eligible public library jurisdictions and in  
14 eligible institutions in the geographic region will be  
15 enabled to participate.

16 (d) A long-range plan, including the transition of  
17 services from the California Library Services Act to the  
18 Library of California Act, the criteria and functions for  
19 regional resource libraries, and the linkages with  
20 information agencies in the region.

21 (e) The endorsement of the charter members. The  
22 charter members shall include more than one type of  
23 library.

24 (f) Geographical contiguity.

25 18841. (a) Each regional library network shall  
26 establish a regional library council. Every eligible public  
27 library jurisdiction is designated as a member of the  
28 regional library network and its library director or  
29 designee is its representative on the regional network  
30 council. Every eligible institution of which one or more  
31 libraries is a participating library, as described in Section  
32 18830, is designated as a member of the regional library  
33 network and shall designate its representative on the  
34 regional network council from among the directors of  
35 those participating libraries and its chief library  
36 coordinator. In addition, the regional library council shall  
37 include one library user from each type of member  
38 library. There shall be one vote per person on the regional  
39 network council. Duties of the regional network council  
40 include overall administrative responsibility for the



1 network, adopting an annual plan of service, assuring the  
2 appropriate expenditure of funds, and submitting annual  
3 budget proposals to the state board for implementation  
4 of the provisions of this article.

5 (b) Each regional network council shall elect from its  
6 membership a representative board to carry out its  
7 policies. The board shall include at least one  
8 representative from each type of library elected by  
9 representatives of that type of library and at least one  
10 library user. There shall be one vote per person on the  
11 representative board.

12 (c) Administration and management of the regional  
13 library network shall provide the vision and leadership  
14 necessary to perform the functions and deliver the  
15 services in a timely and satisfactory manner.

16 18842. Each regional library network shall do all of the  
17 following:

18 (a) Make available a telecommunications system for  
19 the transfer of information and communications among  
20 its members.

21 (b) Provide regional communications based upon the  
22 most effective methods of exchanging information  
23 among its members.

24 (c) Provide intraregional delivery service based upon  
25 the most cost-effective methods for moving materials  
26 among its members.

27 (d) Provide online access to the information files,  
28 resources, and bibliographic records of its members  
29 which may be accessed regionally and statewide.

30 18843. Any eligible library or combination of eligible  
31 libraries may receive funds from a regional library  
32 network for the provision of public access to the range of  
33 library resources and services available statewide  
34 through electronic online resources.

35 18844. Each eligible library may participate in one or  
36 more of the access services components through its  
37 regional library network and be reimbursed fully for its  
38 service to Californians who do not constitute its primary  
39 clientele. Reimbursement rates shall be equitable. The  
40 state board shall develop the reimbursement rate



1 formulas. All of the following are access services  
2 components:

3 (a) Interlibrary loan. Each eligible library shall be  
4 reimbursed fully to cover the handling costs of each  
5 interlibrary loan among members of the regional library  
6 networks. Participants shall provide, as well as utilize,  
7 interlibrary loan services and may not charge handling  
8 fees to other members.

9 (b) Patron referral and onsite services. Each eligible  
10 library shall be reimbursed fully for services and  
11 resources that are provided to Californians who would  
12 otherwise be ineligible for services from that public  
13 library jurisdiction or that institution. These persons must  
14 be referred by another member of a regional library  
15 network. Information agencies that are not libraries may  
16 also participate in this component and be reimbursed if  
17 they are the only source for the information.

18 (c) Direct loan. Each eligible library may provide  
19 access to Californians by providing direct borrowing  
20 privileges to the primary clientele of other libraries. They  
21 shall be reimbursed fully for the handling costs of all loans  
22 according to an allocation formula. Each public library  
23 jurisdiction that is a member of a regional library network  
24 shall provide direct borrowing privileges to all residents  
25 of the area served by the regional library network.

26 (d) Electronic direct access. Each eligible library may  
27 provide access to Californians by providing electronic  
28 borrowing privileges or electronic document delivery  
29 privileges, or both, to the primary clientele of other  
30 participating libraries. They shall be reimbursed fully for  
31 the handling costs of each transaction. Members  
32 participating in the electronic direct access component  
33 shall provide and utilize electronic direct access services  
34 and may not charge handling fees for this service to other  
35 members participating in this program or to their  
36 primary clientele.

37 (e) Document delivery. Each eligible library shall be  
38 reimbursed fully to cover the costs of document delivery  
39 resulting from an interlibrary loan transaction and  
40 electronic loan transaction as defined in this section.



1 18845. Each regional library network shall provide  
2 opportunities for training and continuing education  
3 activities that encourage the most effective use of the  
4 resources and services authorized under this chapter, and  
5 that respond to the needs of its members in the effective  
6 delivery of services.

7 18846. (a) Each regional library network shall  
8 provide information and referrals to answer requests that  
9 are beyond the capacity or capability of its members by  
10 accessing the resources and expertise of other libraries,  
11 improving general reference service in participating  
12 libraries, and improving reference service to respond to  
13 the needs of the underserved populations in the region.

14 (b) Any eligible library or combination of eligible  
15 libraries or regional library network may receive funds  
16 from the state board for information service  
17 enhancement within the service area.

18 18847. Each regional library network shall augment  
19 the public awareness programs of its members by  
20 providing public relations packages to them for  
21 customization and dissemination.

22 18848. Any combination of eligible libraries may  
23 receive funds from the regional library network for  
24 cooperative, coordinated resource development  
25 programs of benefit to the local service area and to the  
26 region as a whole. Each library participating in this  
27 program shall already be capable of meeting the basic,  
28 recurring needs of its primary clientele through its locally  
29 supported collection. Library resources purchased, in  
30 whole or in part, under this program shall be widely  
31 accessible to Californians for the useful life of those  
32 resources.

33 18849. Any regional library network may apply to the  
34 state board for funds for services to the underserved  
35 programs on a region-wide basis. Regional library  
36 networks may also apply for funds for other region-wide  
37 programs, but these programs shall include a component  
38 for serving the underserved on a region-wide basis.

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Article 6. Statewide Services

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18850. The state board shall make available all of the following:

(a) A telecommunications infrastructure to ensure that all participating libraries have equitable access to the resources and services of all other California libraries.

(b) A statewide communications system between and among regional library networks, statewide resource libraries, information agencies, and all other organizations or institutions participating in the programs authorized by this chapter.

(c) A statewide delivery system between and among regional library networks, statewide resource libraries, information agencies, and all other organizations or institutions participating in the programs authorized by this chapter.

18851. (a) The state board shall promote and support standard bibliographic records and communication protocols in participating libraries to ensure statewide access to their resources.

(b) The state board shall make available online access to bibliographic records and locations of serial publications held by participating libraries and statewide online access to library information files, resources, and bibliographic records statewide, as facilitated by the regional library networks.

18852. (a) The state board shall make available a continuing education clearinghouse related to library services and encourage the coordination of activities among the continuing education providers statewide.

(b) The state board shall provide for training and continuing education opportunities that encourage the most effective use of the resources and services authorized under this chapter.

18853. (a) The state board shall facilitate and support access to specialized information expertise and resources statewide to answer information requests generated by its primary clientele that are beyond the capacity or capability of a member institution or public library



1 jurisdiction and its regional library network. The  
2 information may be provided by libraries, information  
3 agencies, and other regional library networks; and it shall  
4 be provided through electronic or physical means.  
5 Provision shall be made for information formats specially  
6 relevant to culturally diverse populations and persons  
7 with disabilities.

8 (b) Any eligible library or combination of libraries or  
9 regional library networks may receive funds from the  
10 state board for information service enhancement within  
11 the service area.

12 18854. The state board shall expand public awareness  
13 of the value, services, and resources of the participating  
14 library of whatever type, emphasizing its ability to serve  
15 as a gateway to all other California libraries.

16 18855. (a) The state board shall encourage, promote  
17 and support cooperative, coordinated resource  
18 development among member institutions and member  
19 public library jurisdictions.

20 (b) The state board shall make available a  
21 clearinghouse to facilitate the voluntary transfer of a  
22 participating library's resources to another participating  
23 library in response to changes in that library's mission or  
24 location.

25 (c) Any combination of eligible libraries may receive  
26 funds from the state board for cooperative, coordinated  
27 resource development programs of benefit to people in  
28 their local area and in the state as a whole. Each library  
29 participating in this program shall already be capable of  
30 meeting the basic, recurring needs of its primary  
31 clientele through its locally supported collection. Library  
32 resources purchased, in whole or in part, under this  
33 program shall be widely accessible to Californians for the  
34 useful life of those resources.

35 18856. (a) The state board shall make available a  
36 preservation information center to provide preservation  
37 information, coordinate preservation activities, and  
38 conduct preservation training for participating libraries  
39 and information agencies statewide.



1 (b) Any eligible library or combination of eligible  
2 libraries may receive funds from the state board for the  
3 preservation of, and widespread access to, materials that  
4 document California's heritage, enhance its educational  
5 opportunities and economic future, and portray its  
6 cultural diversity. Materials in all formats may be  
7 preserved.

8 18857. Any eligible library or combination of eligible  
9 libraries may submit proposals to the state board for  
10 services to the underserved programs within the service  
11 area. Funds may be expended for the development of  
12 collections to meet the needs of the underserved,  
13 together with the employment or retraining of staff  
14 necessary to promote and utilize the collections  
15 effectively, and to provide appropriate services to the  
16 underserved.

17 18858. Administration and management shall provide  
18 the vision and leadership necessary to perform the  
19 functions and deliver the services in a timely and  
20 satisfactory manner. Statewide coordination includes  
21 linkages with national and international library networks  
22 and participation in initiatives related to library services  
23 and development that cross state and national  
24 boundaries.

25 18859. Major resource libraries statewide may  
26 participate in these programs, developing protocols  
27 whereby their resources may be accessed appropriately  
28 by people throughout California. Each library must be a  
29 member or a participating library in a regional library  
30 network.

31 (a) Funds may be allocated to some or all libraries in  
32 this group for services delivered and performed under  
33 this article and Article 6.

34 (b) Collaborative and cooperative projects advancing  
35 library services to the people of California may be  
36 undertaken and supported by some or all members of this  
37 group.  
38



## Article 7. State Funding

1  
2

3 18860. (a) Planning shall occur at the regional level  
4 for the development of library service programs  
5 responsive to the needs of people within each network  
6 region. Some or all of these service programs may be  
7 supported by the state.

8 (b) It is the intent of the Legislature that the state do  
9 all of the following:

10 (1) Reimburse all participating libraries for services  
11 provided to Californians who do not constitute their  
12 primary clientele.

13 (2) Support the necessary infrastructure enabling the  
14 interlibrary resource-sharing to occur.

15 (3) Assure equitable access to the rich resources of its  
16 many libraries to all Californians.

17 18861. Funds shall be allocated to member  
18 institutions and member public library jurisdictions in  
19 accordance with reimbursement formulas adopted by  
20 the state board and with criteria adopted by the state  
21 board to carry out the provisions of this chapter.

22 18862. (a) During the first three years of operation,  
23 each regional library network shall receive a basic  
24 funding allocation for service delivery as it establishes  
25 services and expands its membership.

26 (b) After its three-year establishment period, each  
27 regional library network shall receive an appropriation  
28 that contains a base component that is a uniform  
29 statewide minimum allocation, a component related to  
30 demographic variables including population, geography,  
31 population demographics and cost of living, and a  
32 component related to the amount of service delivered in  
33 the preceding fiscal year.

34 18863. Funds appropriated for the support of statewide  
35 services shall be allocated to those services in accordance  
36 with criteria adopted by the state board to carry out the  
37 provisions of this chapter.

38 18864. There shall be a transition period from  
39 California Library Services Act services and funding to  
40 the Library of California Act services and funding.



1 18865. Funding provided under this chapter shall  
2 support the costs of administering its provisions and  
3 delivering its services.

4  
5 Article 8. Transition  
6

7 18870. (a) The transition period from the California  
8 Library Services Act to the Library of California Act shall  
9 begin on the effective date of this chapter.

10 (b) As new program elements and state funds are  
11 phased in to implement this chapter, they will replace  
12 and augment the corresponding program elements and  
13 funds in the California Library Services Act.

14 (c) It is the intent of the Legislature that, when all  
15 program elements of the California Library Services Act  
16 have been replaced and augmented under the provisions  
17 of this chapter, the California Library Services Act will be  
18 repealed unless a subsequent act of the Legislature  
19 continues it in full force and effect. *The state board shall*  
20 *file a written notice with the Secretary of the Senate and*  
21 *the Chief Clerk of the Assembly notifying the Legislature*  
22 *of the fact, and date, of full implementation of this*  
23 *chapter.*

24 *SEC. 2. Section 1 of this act shall not become*  
25 *operative unless funds are provided in the Budget Act of*  
26 *1998 for implementation of Section 1 of this act.*

