

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1100

Short Title: Library Accept Pres. or Gov. Books.

(Public)

Sponsors: Representative Stam.

Referred to: Basic Resources.

April 7, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE SCHOOL LIBRARIES AND THE STATE LIBRARY
3 SYSTEM TO ACCEPT AND MAINTAIN CERTAIN BOOKS.

4 The General Assembly of North Carolina enacts:

5 Section 1. Part 3 of Article 17 of Chapter 115C of the General Statutes is
6 amended by adding a new section to read:

7 "**§115C-266. Libraries required to accept certain books.**

8 Public school libraries shall accept any books donated to them that were authored by
9 any Governor or former Governor of the State or any President or former President of
10 the United States. These books shall be maintained for use by students in accordance
11 with the libraries usual standards and practices."

12 Sec. 2. G.S. 125-2(4) reads as rewritten:

13 "(4) To purchase and maintain collections of books, periodicals,
14 newspapers, maps, films, audiovisual and other materials; to subscribe
15 to computerized databases; to provide other resources, services and
16 programs; and to serve as an information distribution center for State
17 government and the people of the State as a means for the promotion
18 of knowledge, education, commerce and business in the State. The
19 scope of the library's collections, resources and services should be
20 determined by the Secretary of Cultural Resources upon consideration
21 of the recommendations of the State Library Commission; and in
22 making these decisions, the Secretary shall take into account the
23 collections, resources and services of other libraries throughout the
24 State and the availability of such collections, resources and services to

1 the general public. The Library shall also maintain any books
2 donated to them that were authored by any Governor or former
3 Governor of the State or any President or former President of the
4 United States. All materials owned by the State Library shall be
5 available for free circulation to libraries and to all citizens of the State
6 under rules and regulations fixed by the librarian, except that the
7 librarian may restrict the circulation of books and other materials
8 which, because they are rare or are used intensively in the library for
9 reference purposes or for other good reasons, should be retained in the
10 library at all times. The public schools shall be given equal priority in
11 borrowing all films which are available for circulation."

12 Sec. 3. G.S. 125-7 reads as rewritten:

13 **"§125-7. State policy as to public library service; annual appropriation therefor;**
14 **administration of funds. funds; municipal, county, and regional libraries**
15 **required to accept certain books.**

16 (a) It is hereby declared the policy of the State to promote the establishment and
17 development of public library service throughout all sections of the State.

18 (b) For promoting, aiding, and equalizing public library service in North Carolina
19 a sum shall annually be appropriated out of the moneys within the State treasury to be
20 known as the Aid to Public Libraries Fund.

21 (c) The fund herein provided shall be administered by the Department of Cultural
22 Resources, which shall frame bylaws, rules and regulations for the allocation and
23 administration of such funds. The funds shall be used to improve, stimulate, increase
24 and equalize public library service to the people of the whole State, shall be used for no
25 other purpose, except as herein provided, and shall be allocated among the legally
26 established municipal, county or regional libraries in the State taking into consideration
27 local needs, area and population to be served, local interest and such other factors as
28 may affect the State program of public library service.

29 (d) For the necessary expenses of administration, allocation, and supervision, a
30 sum not to exceed seven percent (7%) of the annual appropriation may annually be used
31 by the Department of Cultural Resources.

32 (e) The fund appropriated under this section shall be separate and apart from the
33 appropriations of the Department of Cultural Resources, which appropriation shall not
34 be affected by this section or the appropriation hereunder.

35 (g) Legally established municipal, county, and regional libraries shall accept any
36 books donated to them that were authored by any Governor or former Governor of the
37 State or any President or former President of the United States. These books shall be
38 maintained for use by the citizens of the State in accordance with the libraries' usual
39 standards and practices."

40 Sec. 4. This act shall become effective October 1, 1989.