

**\*9-7-203. Division duties.**

The division shall:

- (1) establish, operate, and maintain a state publications collection, a digital library of state publications, a bibliographic control system, and depositories as provided in this part;
- (2) cooperate with:
  - (a) other agencies to facilitate public access to government information through electronic networks or other means;
  - (b) other state or national libraries or library agencies; and
  - (c) the federal government or agencies in accepting federal aid whether in the form of funds or otherwise;
- (3) receive bequests, gifts, and endowments of money and deposit the funds with the state treasurer to be placed in the State Library Donation Fund, which funds shall be held for the purpose, if any, specifically directed by the donor; and
- (4) receive bequests, gifts, and endowments of property to be held, used, or disposed of, as directed by the donor, with the approval of the Division of Finance.

Amended by Chapter 48, 2017 General Session. *Effective 5/9/2017*

**9-7-204. State Library Board -- Members -- Meetings -- Expenses.**

- (1) There is created within the department the State Library Board.
- (2) (a) The board shall consist of <sup>5 to 9</sup> ~~nine~~ members appointed by the governor.  
 (b) One member shall be appointed on recommendation from each of the following:
  - (i) the State Board of Education;
  - (ii) ~~the Board of Control of the State Law Library;~~
  - (iii) ~~the Office of Legislative Research and General Counsel; and~~
  - (iv) the Utah System of Higher Education.
- (c) Of the five remaining members at least two shall be appointed from rural areas. *libraries in*
- (3) (a) Except as required by Subsection (3)(b), as terms of current board members expire, the governor shall appoint each new member or reappointed member to a four-year term.  
 (b) The governor shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the terms of board members are staggered so that approximately half of the board is appointed every two years.
- (4) The members may not serve more than two full consecutive terms.
- (5) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term in the same manner as originally appointed.
- (6) <sup>A majority</sup> ~~Five members~~ of the board constitute a quorum for conducting board business.
- (7) The governor shall select one of the board members as chair who shall serve for a period of two years.
- (8) The director of the State Library Division shall be executive officer of the board.
- (9) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
  - (a) Section 63A-3-106;
  - (b) Section 63A-3-107; and
  - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

Amended by Chapter 144, 2016 General Session.

*[Handwritten signatures and initials in blue ink]*

**\*9-7-205. Duties of board and director.**

- (1) The board shall:
- (a) promote, develop, and organize a state library and make provisions for its housing;
  - (b) promote and develop library services throughout the state in cooperation with other state or municipal libraries, schools, or other agencies wherever practical;
  - (c) promote the establishment of district, regional, or multicounty libraries as conditions within particular areas of the state may require;
  - (d) supervise the books and materials of the state library and require the keeping of careful and complete records of the condition and affairs of the state library;
  - (e) establish policies for the administration of the division and for the control, distribution, and lending of books and materials to those libraries, institutions, groups, or individuals entitled to them under this chapter;
  - (f) *in an advisory capacity to the State Librarian* serve as the agency of the state for the administration of state or federal funds that may be appropriated to further library development within the state;
  - (g) aid and provide general advisory assistance in the development of statewide school library service and encourage contractual and cooperative relations between school and public libraries;
  - (h) give assistance, advice, and counsel to all tax-supported libraries within the state and to all communities or persons proposing to establish a tax-supported library and conduct courses and institutes on the approved methods of operation, selection of books, or other activities necessary to the proper administration of a library;
  - (i) furnish or contract for the furnishing of library or information service to state officials, state departments, or any groups that in the opinion of the director warrant the furnishing of those services, particularly through the facilities of traveling libraries to those parts of the state otherwise inadequately supplied by libraries;
  - (j) where sufficient need exists and if the director considers it advisable, establish and maintain special departments in the state library to provide services for the blind, visually impaired, persons with disabilities, and professional, occupational, and other groups;
  - (k) administer a ~~depository~~ library program by collecting state publications, and providing a bibliographic information system;
  - (l) require the collection of information and statistics necessary to the work of the state library and the distribution of findings and reports;
  - (m) make any report concerning the activities of the state library to the governor as the governor may require; and
  - (n) develop standards for public libraries.
- (2) The director shall, under the policy direction of the board, carry out the responsibilities under Subsection (1).

Amended by Chapter 48, 2017 General Session. *Effective 5/9/2017*

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**9-7-206. State Library Donation Fund -- Deposits and fees.**

- (1) There is created an expendable special revenue fund entitled the "State Library Donation Fund" to receive bequests, gifts, and endowments of money.
- (2) Any interest or proceeds realized from the use or disposition of property received by the division or interest on the fund itself shall be deposited in the State Library Donation Fund and used by the State Library Division for the purposes specified by the donor.
- (3) All fees paid to the library and collections made due to damaged books or through sale or exchange of books and other materials shall be deposited in the General Fund as dedicated credits for use by the State Library Division.

Amended by Chapter 400, 2013 General Session