

MINUTES OF THE MEETING  
STATE ADMINISTRATION COMMITTEE  
MONTANA STATE SENATE

January 22, 1981

The eleventh meeting of the Senate State Administration Committee was called to order by Senator Pete Story, Chairman, on the above date, in room 442 of the State Capitol Building at 10:00 o'clock a.m.

ROLL CALL: All members of the committee were present except Senators Jan Johnson and Patrick Ryan.

CONSIDERATION OF SENATE BILL NO. 100:

A BILL FOR AN ACT ENTITLED: "AN ACT TO UPDATE  
LIBRARY FUNDING PROVISIONS TO REFLECT CURRENT PRACTICE:"

Senator Bill Thomas, District 20, Great Falls, stated this bill was drawn up by three library groups - the local, federation, and state library. It is designed to maintain the funds of the federation as a separate account that will be provided in the contract.

PROPOSERS:

Mrs. Alma Jacobs from the Montana State Library explained the bill somewhat more and pointed out sub-section (C), in that the participating libraries shall transfer semiannually to the account all money collected for the federation in their respective jurisdiction.

John Nichols from the Montana Library Association stated his organization has considered this bill and supports the change. He claims that presently the language is superfluous.

OPPOSERS: None

Questions from the committee: Senator Story asked Senator Thomas why he is doing this? He answered by saying the people in Great Falls asked him to introduce the bill, but others in the room could give the problems involved.

Mr. Nichols said they simply want to upgrade the language.

Senator Kolstad asked if they were becoming a clearing house for all the monies that come in. He also inquired as to what they did before with the funds.

Mrs. Arlene Cooper said that funding of federations in the past has been through local public libraries; contract money. It is transferred to headquarters for those services. Funding: 1. state library commission 2. local libraries through contracts. This bill would establish a separate account for those funds.

Senator Towe asked if it is true that the expenses will come from state and participating libraries. The answer was yes.

Senator Hafferman asked if the federation libraries are in agreement? The answer was yes.

Senator Story asked if the expenses will be paid from funds available and what the effect would be if they did not participate? Would they stop getting services? The answer was that some of the monies coming into the fund are severance tax monies.

CONSIDERATION OF SENATE BILL NO. 74:

A BILL FOR AN ACT ENTITLED: "AN ACT TO UPDATE THE PROVISIONS RELATING TO FUNDING OF LIBRARY FEDERATIONS TO REFLECT CURRENT PRACTICE:"

Senator Thomas said this bill repeals Section 22-1-411.

PROPONENTS:

Mrs. Jacobson said this statute is out of date and does not reflect what is going on with federation funding.

John Nichols supports this bill because the present bill included superfluous language.

Mrs. Arlene Cooper pointed out in the statutes the superfluous language and said they are not sure how it was put there.

OPPONENTS: None.

Questions from the committee: Senator Towe asked if the statutes required payment of money? Mr. Nichols pointed out another section that would answer Senator Towe's questions. It doesn't seem to.

Senator Towe asked if they contract with the county. Senator Thomas indicated he is not convinced they do not use 411.

Senator Story asked why they needed that section out of it. The answer was that it is superfluous and meaningless.

The hearing was closed on this bill.

CONSIDERATION OF SENATE BILL NO. 99:

A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE ROLE OF THE STATE LIBRARY COMMISSION REGARDING LIBRARY FEDERATIONS FUNDING AND BOARDS OF TRUSTEES; PROVIDING FOR ADMINISTRATIVE RULES:"

Senator Thomas introduced the bill by asking Mrs. Jacobson to speak on this bill. She gave the rules regarding operation. The revision

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would be to give each library federation a board of trustees. She referred to page 3, line 9 and said the word "and" should be changed to "or".

PROPOSERS:

Mrs. Cooper said the state library commission is concerned because it does not work as well as it did once, particularly with three large libraries and a number of rural libraries. The commission has suggested this be done through guidelines by the commission rather than have it in the statutes. This bill spells out the exact powers of a federation board.

OPPOSERS: None

Questions from the committee: Senator Towe said the reason for substituting "or" makes another alteration. He said this bill may need a statement of intent.

Senator Thomas attached changes to the bill.

Mrs. Cooper said the language is being taken out because it has presented a problem.

Senator Kolstad pointed out that in the statute they have taken away the prerogative to appoint people to the federation board from rural areas.

Senator Towe said this should be addressed in a statement of intent.

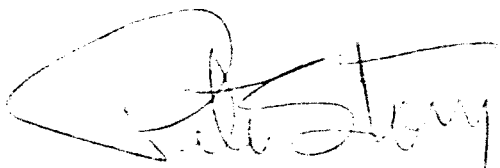
Chairman Story asked the staff man, John Hollow, to address the statement of intent.

Mr. Hollow said; "Statements of intent should not be used as a substitute for clear guidelines in the statutes; if you want rural areas represented, include them in the statute."

Senator Kolstad stated that there is always talk about reapportionment, but all the libraries in this bill have been reapportioned.

The hearing was closed on this bill.

ADJOURNMENT: 10:45 p.m.



SENATOR PETE STORY, CHAIRMAN

11-22 meeting

ROLL CALL

STATE ADMINISTRATION COMMITTEE

47th LEGISLATIVE SESSION - - 1981

Date 1-22

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NAME	PRESENT	ABSENT	EXCUSED
Senator Pete Story, Chairman	✓		
Senator Allen Kolstad, V. C.	✓		
Senator William Hafferman	✓		
Senator H. W. Hammond	✓		
Senator Jan Johnson		✓	
Senator Patrick Ryan		✓	
Senator Thomas Towe	✓		

Each day attach to minutes.

Page 2 - line 23 - insert a period after trustees - delete rest of  
language on line 23, line 24, line 25  
Page 3 - line 9 - change "and" to "or"

*Sen. Thomas submitted this.*

*Amends.  
to S.B. #99.*

STATE OF MONTANA

REQUEST NO. 91-81

FISCAL NOTE

Form BD-15

In compliance with a written request received January 14, 19 81, there is hereby submitted a Fiscal Note for Senate Bill 99 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).


Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

Description of Proposed Legislation

A proposal to remove certain statutory requirements regarding the composition of library federations' board of trustees and to allow the library commission more flexible guidelines.

Fiscal Impact

No fiscal impact.

  
BUDGET DIRECTOR  
Office of Budget and Program Planning  
Date: 1-17-81

1-22

BILL NO. 74, 99, 102

[illegible]

(Please leave prepared statement with Secretary)

plan to testify.