

To begin, let me say that any last-minute developments in library legislation, either State or Federal, will not show up in this brief report to you. By the time information has been collected, written up, Xeroxed, and distributed, it is possible that some news may break with no chance to include it in the memo.

On the Michigan scene here is a brief update on library bills. The two of most interest are PA223 of 1983 making library employees immune from civil/criminal liability for conduct involving a person suspected of library theft, and SB14 that would make destruction/theft of library materials a crime; this one is still in committee. The other bills are of only peripheral interest to our group, and I will not elaborate on them.

Bill #	Sponsor	Description of Bill	Current Status
HB 4871	Alley	monthly apportionment of penal fines to libraries	House Comm. on Judiciary
HB 4928	W.Bullard	Wayne Co.; Supt. of ISD to be member of county library board	House Comm. on Towns & Counties
HB 5051	Saunders	approp. for public libraries & cooperatives for fiscal year ending 9/30/94	House Appropriations Comm.
SB 14	Sederberg	make destruction of library material and theft a crime	Senate Judiciary Committee
SB 15	Sederberg	library employees; immunity from civil and criminal liability	PA 223 of 1983 (enacted)
SB 239	Faust	state library; transfer jurisdiction of legislative council	Senate Comm. on Adm. and Rules/Elections
SB 361	DeSana	Co. Executive to appoint library board	Senate Committee on Finance
SB 453	Corbin	allow school districts to establish library media centers	Senate Committee on Finance
S 603	Gast	allow cities, twp. and villages to contract for library services	Senate Committee on Finance

Of considerable interest is the good news that Barbara Kormelink of Bay Medical Center has been appointed to a 2-year term on the Board of Trustees of the Library of Michigan. Her term will expire December 15, 1985. The new Director of the Library of Michigan is James Fry who was Deputy State Librarian in Ohio. He was one of seven finalists considered by the Legislative Council, and replaces interim State Librarian, Sue Haskin.

The Michigan Library Association has announced the formation of a Task Force on Library Law charged with a variety of purposes that have the

general goal of strengthening and clarifying "the legal basis for libraries in Michigan". Members of the profession will be surveyed to determine interest in state library law revision, etc.

On the Federal scene, the Health Care Financing Administration's final rulings on the new prospective reimbursement system (DRGs) appeared in the Federal Register for 3 January 1984. I have scanned these on microfiche and, unless I'm missing something, see no mention of hospital libraries. The implications for hospital libraries, therefore, are still not clear. If hospital libraries are considered NOT a part of "approved educational activities" (Federal Register 1 September 1983, p. 39811) then they would be included in the prospective payments for inpatient operating costs. What is not clear is how hospitals will maintain their medical libraries if these prospective payments are insufficient to include library support. We will have to await further interpretations and developments including any changes JCAH may or may not make in its accreditation requirements.

DHSS appropriations for FY/84 give NLM \$42,113,000, 150,000 of which is for a Bioethics Center. HR2350 (MLAA) was passed by voice vote in the House 17 November. The Senate version (S773) is still on the calendar according to the latest information available.

The Library Services and Construction Act titles I and III have been raised to authorized ceiling of \$65 million and \$15 million respectively -- the highest levels ever appropriated.

The House Committee on Appropriations is recommending that NLM submit with its FY/85 budget an estimate of the potential revenue from charging differential prices for its services based on the profit or non-profit status of the purchaser. NLM has requested clarification of the terminology of the recommendation, i.e. "market value" of information. Also, November 14, 1983 was the deadline for comments on OMB's "Development of an OMB Policy Circular on Federal Information Management". Of interest to medical libraries are questions relating to Federal departments and agencies marketing information products and services, the concept of information as a "resource of substantial economic value", and policies regarding user charges and unfair competition.

OMB has also revised its policies on private-sector contracts for federal library operations. These revisions somewhat modify the previous attitude that lumped library services in the same category as trash removal and janitorial services!

The Office of Personnel Management apparently is still continuing to consider possible changes in its standards for federal librarians although indications are that it still takes the position that non-MLS degree holders are as competent and successful as MLS graduates.

As you know, the divestiture of AT&T has resulted in the company's request for a tariff and the establishment of access charges for local/long distance connections. Such actions, of course, would have very serious effects on library budgets. According to information received from my Congressman's office, the FCC has temporarily postponed any

further action in this regard, but AT&T has requested a reconsideration of this ruling. You are urged to write to our Representatives and/or to John D. Dingell (D-Mich), Chairman of the Committee on Energy and Commerce, to express our strong concern over the consequences of such charges to libraries. In the Senate you can write to Senator Don Riegle (D-Mich), a member of the Committee on Commerce, Science and Transportation.

Please feel free to pass this information along to your local groups.

Judy Coppola
Chair
Legislation Committee

Update to MHS�A March 1984

I will be attending the Michigan Library Association's Legislation Day On Wednesday, April 4. A report will follow.

I have been in touch with the Michigan Library Association's Task Force on Library Law and with their Legislation Committee. They are adding me to their mailing lists, and I may attend some of their meetings as an observer. My purpose in doing this is to strengthen our Committee's links to other relevant organizations.

As per Kay Kelly's request I will attend COMLO meetings on her behalf.

In lieu of Doris Asher I will serve on the Multi-Type Planning Committee organized by Sue Haskin. The next meeting is scheduled for April 16. More information later.

Perhaps I should clarify my reference in the Update to MLAA. It reports on funding legislation for fiscal years '84 and '85. As you may recall, action beyond 1983 was deferred.

Judy Coppola, Chair
Legislation Committee, MHS�A
April 1984



3700 South Custer Road, Monroe, Michigan 48161
(313) 241-5277

March 19, 1984

Judy Coppola, Chair
Legislation Committee
Michigan Health Sciences Libraries Association
Michigan State University Science Library
East Lansing, MI 48823

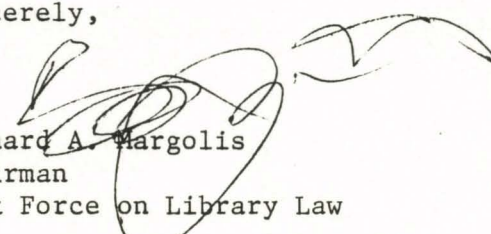
Dear Ms. Coppola,

Thank you for your letter regarding your activities as chair of the Legislation Committee of the Michigan Health Sciences Libraries Association. I would be pleased to add you to the mailing list of the Task Force on Library Law so that you might be kept informed of our activities. Additionally, I am forwarding a copy of your letter to Pauline Yeckley, who is serving this year as the chair of the MLA Legislative Committee, so that she might also add your name to her mailing list.

I believe it is essential that everyone involved in the area of library legislation keep in constant communication so that areas of common concern can be expeditiously and intelligently addressed. I am sure that you may want to consider sending both Pauline and myself copies of your committee's minutes so that we might learn from your committee's activities as well.

Looking forward to a possible future opportunity when our committee's might jointly meet, I remain,

Sincerely,



Bernard A. Margolis
Chairman
Task Force on Library Law

BAM:w

cc: Marianne Gessner
Pauline Yeckley

P.S. Pauline's address is Department of Library Services
Lansing Community College
419 N. Capital Avenue
Lansing, MI 48901

415 W. Kalamazoo Lansing, Michigan 48933
517-487-6868

Michigan Library Association Task Force on Library Law

Minutes, Meeting of 17 February 1984

1. The Task Force learned of the appointment of Kevin Flaherty to represent library consortia and George Grimes to represent school libraries. Neither Kevin nor George could be in attendance for the meeting. The board considered a letter from Leo T. Dinnan indicating his inability to serve as a full-fledged Task Force member. The board took action accepting Leo's letter of resignation and indicating the hope that he could be counted on as a resource person in the future.
2. Numerous materials prepared by the Chair as well as items provided by Charles Wolfe, State Law Librarian, were distributed to Task Force members. It was noted that more material will be available for distribution in the future.
3. Progress Reports: Each Task Force member reviewed progress in their areas of specialization.
 - a. Lesley Loke provided a legislative history regarding the Library Network Act. Her access to Detroit Public Library materials was helpful in preparation of a thorough legislative history. She recommended that a true multi-type library bill was necessary that provided for identification and funding of state resources.
 - b. Dave Leamon reported on his activities in developing a legislative history regarding the District Library Act. He has been in consultation with his library's attorney for additional information.
 - c. Barbara Allen reported on her activities in preparing a legislative history on school district public libraries. She's received a copy of a literature search to assist her in the investigation.
 - d. Barbara Collinsworth reported on the lack of material about public community college libraries in Michigan. Her research has indicated that the establishment and operation of libraries is permissive with each college board having complete control.
 - e. Jim Dodd indicated that while he has searched he has found little material on academic libraries. Any other Task Force members with additional information were invited to share it with Jim.
 - f. Lee Lebbin shared information about multi-type legislation including the activities of the multi-type planning committee which had developed a questionnaire to be sent to other states seeking information on multi-type legislation. The Chair will investigate with Sue Haskin the possibility of this questionnaire being sent by Lee with information to be shared with the Task Force.
 - g. Linda Heemstra reported on her thorough review of archival files and her extensive research on the development of the County Library Act. She has reviewed some of the original papers of the drafters of the early county library legislation. Her research will provide the basis for a full legislative history.

MLA Task Force on Library Law
Minutes, Meeting of 17 February 1984 - page two

4. After a discussion the Task Force decided to recommend that a Co-op Director be appointed to the Task Force to fill the position previously held by Leo Dinnan. The Task Force felt that possibly someone from the newly created Legislative Committee of the Co-op Directors could benefit as could the Task Force by the appointment.
5. Library Community Input Process. The committee agreed that it was premature to have input meetings now and felt that meetings might better be held in late May to gather reactions from the library community and from special constituencies. The Chair agreed to prepare an item for submission to the Michigan Library Newsletter soliciting input from the library community.
6. As part of the process of developing legislative histories the committee agreed to be compiling lists of possible changes in library law to be considered. These will be used later as the Task Force proceeds to develop its recommendations. An idea/topic list was distributed.
7. Schedule of Activities. The next meeting was scheduled for Thursday, April 19th at 9:30 a.m. (Please note later conflicts with Easter weekend necessitate a change in meeting date.)
8. Publications. The Task Force reviewed the compilation by Monroe County Library System of Attorney General's opinions and decided that this item was suitable and appropriate to develop as a publication for sale. The Task Force also felt that legislative histories, once completed, might also be a valuable publication. It was suggested though that these publications be produced as aides only and that they not be construed as the definitive answer.
9. It was decided to include in our shared time with the Legislative Committee at the Fall MLA Conference an update on the Task Force activities.
10. It was decided to request that the MLA President and Executive Board extend the Task Force charge into the next year. All Task Force members were in agreement that it would be impossible to complete the charge by the fall of 1984.
11. NEXT MEETING DATE: DATE CHANGED TO THURSDAY, APRIL 26, 9:30 a.m., AT THE MLA OFFICE.

* * *



Medical Library Association, Inc.

Gerald J. Oppenheimer
Director, Health Sciences Library
University of Washington SB-55
Seattle, Washington 98195

16 March 1984

Judy Coppola
Science Libraries
Michigan State University
East Lansing, Michigan 48824

Dear Judy:

I have forwarded a copy of your 12 March 1984 letter to Mary Blackwelder who is the person presumably distributing copies of my correspondence to others in the Midwest Chapter. My mailing list includes only Chapter chairmen of legislative committees. I rely on them for dissemination of news to chapter members, chairmen, etc.

Thank you for letting me know about the usefulness of the Updates. Congratulations on becoming chairman of the Legislation Committee of MHSLSA.

Please let me know, if you have further difficulties with the distribution of information.

Sincerely,

Gerald J. Oppenheimer
Chairman
Legislation Committee

GJO:ak
cc: Mary Blackwelder