
By: **Delegates Hixson, Bozman, C. Davis, Gordon, Healey, Howard, Marriott, ~~and Patterson~~ Patterson, Bohanan, Donoghue, Leopold, Wood, Bartlett, Boschert, Cardin, Cryor, Elmore, Gilleland, Goodwin, Heller, Kaiser, King, McKee, Myers, Ramirez, and Ross**

Introduced and read first time: January 24, 2005

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 2005

CHAPTER _____

1 AN ACT concerning

2 **Libraries - Funding - Public Libraries and Regional Resource Centers**

3 FOR the purpose of altering the per capita dollar amount that is required to be
4 provided to each county public library system participating in the State's
5 minimum library program in certain fiscal years; altering the minimum
6 allocations per each resident of the area served that each participating regional
7 resource center shall receive for operating and capital expenses in certain fiscal
8 years; and generally relating to funding for public libraries and regional
9 resource centers.

10 BY repealing and reenacting, with amendments,
11 Article - Education
12 Section 23-205 and 23-503
13 Annotated Code of Maryland
14 (2004 Replacement Volume and 2004 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Education**

18 23-205.

19 (a) Each year, the Department may include in its budget operating funds for:

- 1 (1) The State Library Resource Center;
- 2 (2) Each regional resource center; and
- 3 (3) Each metropolitan cooperative service program.

4 (b) (1) The State shall pay all capital expenses for:

- 5 (i) The State Library Resource Center; and
- 6 (ii) Each regional resource center.

7 (2) Before any money is spent under this subsection, the appropriate
8 board of library trustees shall:

- 9 (i) Have the project approved by the Department;
- 10 (ii) Through the Department, submit the request to the
11 Department of Budget and Management for consideration under Subtitle 6, Title 3 of
12 the State Finance and Procurement Article; and
- 13 (iii) Agree to reimburse the Department an amount the Department
14 determines if the facility ceases to be used for a resource center or cooperative service
15 program.

16 (c) (1) Each year each participating regional resource center shall receive a
17 minimum amount of funding for each resident of the area served, to be used for
18 operating and capital expenses.

19 (2) The allocation shall be calculated as follows:

20 (i) For fiscal year [2001.....\$1.70] 2006.....\$4.50 per each
21 resident of the area served;

22 (ii) For fiscal year [2002.....\$3.50] 2007.....\$5.50 per each
23 resident of the area served;

24 (iii) For fiscal year [2003.....\$4.00] 2008.....\$6.50 per each
25 resident of the area served; [and]

26 (IV) FOR FISCAL YEAR 2009.....\$7.50 PER EACH RESIDENT OF THE
27 AREA SERVED; AND

28 [(iv)] (V) For fiscal year [2004] 2010 and each fiscal year
29 thereafter.....[\$4.50] \$8.50 per each resident of the area served.

30 (d) (1) Each year the State Library Resource Center shall receive a
31 minimum amount of funding for each State resident in the previous fiscal year, to be
32 used for operating and capital expenses.

33 (2) The allocation shall be calculated as follows:

- 1 (i) For fiscal year 2001....\$1.35 per State resident;
2 (ii) For fiscal year 2002....\$1.55 per State resident;
3 (iii) For fiscal year 2003....\$1.70 per State resident; and
4 (iv) For fiscal year 2004 and each fiscal year thereafter...\$1.85 per
5 State resident.

6 (e) (1) The Department shall:

7 (i) Disburse funds to the State and regional resource centers and
8 metropolitan cooperative service programs; and

9 (ii) Require that these funds be used subject to any conditions
10 specified by the appropriating agency or imposed under this subtitle.

11 (2) The Department may authorize the State Comptroller to withhold
12 funds from any regional resource center or metropolitan cooperative service program
13 that fails to meet the standards adopted by the Department.

14 23-503.

15 (a) (1) The entire capital and operating cost of the minimum library
16 program for this State as a whole shall be shared as provided in this subsection.

17 (2) The State shall provide:

18 (i) Approximately 40 percent of the total cost of the minimum
19 program; and

20 (ii) Not less than 20 percent of the cost of the minimum program in
21 any county.

22 (3) The counties participating in the program together shall provide
23 through local taxes approximately 60 percent of the total statewide cost of the
24 minimum program.

25 (b) (1) Each county public library system that participates in the minimum
26 library program shall be provided for each resident of the county, to be used for
27 operating and capital expenses:

28 (i) For [the] fiscal year [beginning July 1, 1998 - \$10.75] 2006 -
29 \$12.00;

30 (ii) For [the] fiscal year [beginning July 1, 1999 - \$11.00] 2007 -
31 \$13.00;

32 (iii) For [the] fiscal year [beginning July 1, 2000 - \$11.50; and]
33 2008 - \$14.00;

1 (IV) FOR FISCAL YEAR 2009 - \$15.00; AND

2 [(iv)] (V) For [the] fiscal year [beginning July 1, 2001] 2010 and
3 each fiscal year thereafter - [~~\$12.00~~] \$16.00.

4 (2) (i) The State shall share in this amount.

5 (ii) Any county may provide an amount greater than its share
6 under the cooperative program, but the State may not share in the excess.

7 (c) Any employer Social Security contributions required by federal law for any
8 employee in a county public library system shall remain the obligation of the
9 employer.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 July 1, 2005.