

SENATE BILL 338

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SB 493/15 – EHE

6lr1019
CF HB 138

By: **Senators King, Benson, Currie, Feldman, Ferguson, Guzzone, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Peters, and Raskin**

Introduced and read first time: January 27, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Task Force to Study the Placement of Library Services Within the Education**
3 **Article of the Annotated Code of Maryland**

4 FOR the purpose of establishing the Task Force to Study the Placement of Library Services
5 Within the Education Article of the Annotated Code of Maryland; providing for the
6 composition, chair, and staffing of the Task Force; prohibiting a member of the Task
7 Force from receiving certain compensation, but authorizing the reimbursement of
8 certain expenses; requiring the Task Force to study and make recommendations
9 regarding certain matters; requiring the Task Force to report its findings and
10 recommendations to the Governor and the General Assembly on or before a certain
11 date; providing for the termination of this Act; and generally relating to the Task
12 Force to Study the Placement of Library Services Within the Education Article of the
13 Annotated Code of Maryland.

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
15 That:

16 (a) There is a Task Force to Study the Placement of Library Services Within the
17 Education Article of the Annotated Code of Maryland.

18 (b) The Task Force consists of the following members:

19 (1) two members of the Senate of Maryland, appointed by the President of
20 the Senate;

21 (2) two members of the House of Delegates, appointed by the Speaker of
22 the House;

23 (3) the State Superintendent of Schools, or the Superintendent's designee;
24 and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) the following members, appointed by the Governor:

2 (i) one representative of the Division of Library Development and
3 Services;

4 (ii) one trustee from the Maryland Public Libraries;

5 (iii) one representative of the Board of the Citizens for Maryland
6 Libraries;

7 (iv) one representative of the Maryland Association of Public Library
8 Administrators;

9 (v) one representative of the Maryland Library Association;

10 (vi) one representative of the State Library Resource Center;

11 (vii) one representative of the State Library Resource Center
12 Commission; and

13 (viii) one representative of the Maryland Advisory Council on
14 Libraries.

15 (c) The Governor shall designate the chair of the Task Force.

16 (d) The State Department of Education and the Maryland Association of Public
17 Library Administrators shall jointly provide staff for the Task Force.

18 (e) A member of the Task Force:

19 (1) may not receive compensation as a member of the Task Force; but

20 (2) is entitled to reimbursement for expenses under the Standard State
21 Travel Regulations, as provided in the State budget.

22 (f) (1) The Task Force shall study and make recommendations regarding
23 where library services should be located within the Education Article of the Annotated Code
24 of Maryland.

25 (2) The recommendations required under paragraph (1) of this subsection
26 shall ensure that the following statutory or regulatory provisions of State law are retained:

27 (i) the requirement that professional librarians in public libraries
28 hold the appropriate professional certificate issued by the State Department of Education;

29 (ii) the regulatory requirements for public library associates;

1 (iii) the ability of professional employees, library associates, and
2 clerical employees of the public library system to be members in the Teachers' Retirement
3 and Pension System;

4 (iv) the ability of employees of a county public library system who
5 transfer between county library systems to receive service credit earned as an employee of
6 the county library system from which the employee transferred in the Teachers' Retirement
7 and Pension System;

8 (v) all funding provisions for county public libraries, the State
9 Library Resource Center, regional resource centers, and the Library for the Blind and
10 Physically Handicapped; and

11 (vi) Title 23, Subtitles 1 through 5 of the Education Article, except
12 any references to:

13 1. the central State library agency as a division of the State
14 Department of Education; and

15 2. the authority of the State Board of Education and the
16 State Superintendent of Schools over the central State library agency, except in the case of
17 professional librarian certification.

18 (g) On or before December 1, 2016, the Task Force shall report its findings and
19 recommendations to the Governor and, in accordance with § 2-1246 of the State
20 Government Article, the General Assembly.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2016. It shall remain effective for a period of 1 year and, at the end of June 30, 2017,
23 with no further action required by the General Assembly, this Act shall be abrogated and
24 of no further force and effect.