

ACT 327

H.B. NO. 1739

A Bill for an Act Relating to Libraries.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 312, Hawaii Revised Statutes, is amended by adding a new part to be appropriately designated and to read as follows:

“PART . FEE FOR ENHANCED SERVICES PROGRAM

§312- Fee for enhanced services program; established. (a) The board of education, through the state librarian, shall:

- (1) Provide for the establishment and ongoing operation of a fee for enhanced service program, which includes but is not limited to the planning, programming, and budgeting of operating, research and development, and capital investment programs; and
- (2) Administer a special fund to be known as the “library fee for enhanced services special fund”.

(b) Notwithstanding sections 312-3.6 and 312-4, all moneys collected through the fee for enhanced services program shall be deposited into the library fee for enhanced services special fund established under section 312-

(c) The state librarian, with the approval of the board of education, shall determine the types and kinds of enhanced services to be included under the fee for enhanced services program; provided that a schedule of fees for these enhanced services shall be adopted in accordance with chapter 91. Libraries shall not be obligated to offer all of the services specified in the fee for enhanced services program, and each public library shall determine which services it will provide.

§312- Library fee for enhanced services special fund. (a) There is established in the state treasury the library fee for enhanced services special fund into which shall be deposited all moneys collected pursuant to section 312- and any fee schedules adopted pursuant thereto.

(b) The special fund shall be administered by the state librarian who, after consultation with the library advisory committee, shall determine the annual amount that each public library shall receive. Allocations shall be based on the balance in the special fund on the first day of each fiscal year and made in quarterly installments not more than thirty days after the close of each fiscal quarter.

(c) Moneys allocated from the special fund shall be used by each public library to operate its fee for enhanced services program. Each library shall post in a conspicuous place a list of expenditures made by the library from the special fund during the preceding fiscal quarter.

ACT 327

(d) The state librarian shall submit an annual report on the status of the special fund. The report shall include information about deposits made into the fund and the source of these deposits, and allocations to each public library, descriptions and amounts of the expenditures made from the fund, and the balance remaining in the fund on June 30 of each year. The report shall be submitted to the legislature and the governor not later than twenty days prior to the convening of each regular session. Any balance remaining in the fund on July 1, 1996, shall be deposited into the general fund.”

SECTION 2. Sections 312-1 to 312-7, Hawaii Revised Statutes, are hereby designated as “Part I. General Provisions”.

SECTION 3. This Act shall take effect upon approval and shall be repealed on July 1, 1996.

(Approved June 23, 1993.)