

1 AN ACT relating to libraries.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 171.420 is amended to read as follows:

- 4 (1) The State *Libraries*, Archives, and Records Commission is hereby created and shall  
 5 be a seventeen (17) member body constituted as follows:
- 6 (a) The state librarian or his *or her* designee, who shall be the  
 7 *chairperson*~~[chairman]~~ of the commission;
- 8 (b) The secretary of the Education and Workforce Development Cabinet or his *or*  
 9 *her* designee, *who shall serve as vice chairperson*;
- 10 (c) The Auditor of Public Accounts or his *or her* designee;
- 11 (d) The *state law librarian*~~[Chief Justice of the Supreme Court]~~ or his *or her*  
 12 designee;
- 13 (e) The director of the Legislative Research Commission or his *or her* designee;
- 14 (f) The Attorney General or his *or her* designee;
- 15 (g) The *executive* director of the *Kentucky Military Heritage Commission or a*  
 16 *designee of the commission*~~[Office for Policy and Management in the Office~~  
 17 ~~of the Controller or his designee];~~
- 18 (h) The executive director of the Commonwealth Office of Technology or~~[her or]~~  
 19 his *or her* designee;
- 20 (i) *The president of the Kentucky Association of School Librarians or his or*  
 21 *her designee*~~[One (1) member appointed by the Governor from a list of three~~  
 22 ~~(3) persons submitted by the president of the University of Kentucky];~~
- 23 (j) *The executive director*~~[One (1) member appointed by the Governor from a list~~  
 24 ~~of three (3) persons submitted by the president]~~ of the Kentucky Historical  
 25 Society *or his or her designee*;
- 26 (k) *The executive director*~~[One (1) member appointed by the Governor from a list~~  
 27 ~~of three (3) persons submitted by the president]~~ of the Kentucky Library

- 1 Association or his or her designee;
- 2 (l) The president of the Council on Postsecondary Education or his or her  
3 designee~~[One (1) member appointed by the Governor from a list of seven (7)~~  
4 ~~persons with one (1) name submitted by each of the presidents of the state~~  
5 ~~universities and colleges];~~
- 6 (m) Four (4) citizens at large appointed by the Governor, including one (1)  
7 member representing library users with disabilities, one (1) member  
8 representing disadvantaged persons, and two (2) members representing  
9 library users; and
- 10 (n) One (1) member, who shall not be an elected official, appointed by the  
11 Governor from a list of three (3) persons, with one (1) name submitted by  
12 each of the presidents of the Kentucky League of Cities, the Kentucky  
13 Association of Counties, and the Kentucky Association of School  
14 Administrators.
- 15 (2) Vacancies for appointed members shall be filled by the Governor in the same  
16 manner as initial appointments are made. All appointed members shall serve for a  
17 term of three (3)~~[four (4)]~~ years, except when making the appointments under  
18 subsection (3) of this section, two (2)~~[provided that one (1) of the initial~~  
19 ~~appointments]~~ shall be for a term of ~~[four (4) years, one (1) for]~~ three (3) years, two  
20 (2)~~[one (1)]~~ for two (2) years, and one (1) for one (1) year.
- 21 (3) On the effective date of this Act, all terms of gubernatorial appointees made prior  
22 to the effective date of this Act shall expire, and the Governor shall appoint five  
23 (5) members to the commission in accordance with paragraphs (m) and (n) of  
24 subsection (1) of this section.
- 25 (4) The commission shall be the state advisory council on libraries and shall advise  
26 the Department for Libraries and Archives on matters relating to federal and state  
27 library development issues, archives and records management, federal and state

1        *funding, public library standards, and other federal and state library service*  
2        *issues*. The commission shall have the authority to review and approve schedules  
3        for retention and destruction of records submitted by state and local agencies. In all  
4        cases, the commission shall determine questions which relate to destruction of  
5        public records, and their decision shall be binding on the parties concerned and  
6        final, except that the commission may reconsider or modify its actions upon the  
7        agreement of a simple majority of the membership present and voting.

8        ➔Section 2. The following KRS section is repealed:

9        173.810 State Advisory Council on Libraries.

10       ➔Section 3. All terms of members of the Kentucky State Advisory Council  
11       appointed under KRS 173.810 shall expire on the effective date of this Act.