

No. 2004-68

AN ACT

HB 2726

Amending the act of June 14, 1961 (P.L.324, No.188), entitled "An act relating to the establishment, operation and maintenance of the State Library and public libraries in the Commonwealth; amending, revising, consolidating and changing the laws relating thereto; imposing duties upon public officers; providing for State and local cooperation and assistance in the establishment and maintenance of libraries; prescribing penalties; and repealing existing laws," providing for fiscal year waiver of standards and for State aid for 2004-2005.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 103 heading and (a) of the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, added February 5, 2004 (P.L.59, No.6), are amended to read:

Section 103. **[Fiscal Year 2003-2004] Waiver of Standards.**—(a) If the Commonwealth's appropriation for libraries in fiscal [year] years 2003-2004 *and 2004-2005* is less than that provided in fiscal year 2002-2003, the following conditions shall apply: during the fiscal year beginning July 1, 2003, and ending June 30, 2004, *and the fiscal year beginning July 1, 2004, and ending June 30, 2005*, the State Librarian may, upon application by the board of directors of a local library, waive standards contained in this act or regulations promulgated under this act relating to hours of operation, continuing professional development, collections expenditures and any other standards related to library operations deemed appropriate by the State Librarian.

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Section 2. The act is amended by adding a section to read:

Section 303.14. State-aid for 2004-2005.—*Notwithstanding any provision of law to the contrary, each library shall be eligible for State-aid for fiscal year 2004-2005 to be calculated as follows:*

(1) Any district library center established during fiscal year 2003-2004 shall receive one hundred and twenty-six thousand dollars (\$126,000).

(2) Any district library center from whose service area a new district library center was established during fiscal year 2003-2004 shall receive three hundred seventeen thousand six hundred sixty-two dollars (\$317,662).

(3) Any district library center not qualifying for funding under clause (1) or (2) shall receive the amount the library received in fiscal year 2003-2004 under section 303.13(1) multiplied by one hundred twenty percent (120%).

(4) Any library that received funding in fiscal year 2003-2004 under section 303.13(2) shall receive the same amount received in fiscal year 2003-2004.

(5) If a library receives funding under clause (4):

(i) Subtract the sum of clauses (1), (2), (3) and (4) from the total appropriation available for the improvement of library services.

(ii) Multiply the amount of funding that the library received in fiscal year 2003-2004 under section 303.13(2) by the difference from subclause (i) and divide that product by the sum of the amount of funding provided to all libraries under section 303.13(2) in fiscal year 2003-2004.

(6) Add clauses (1), (2), (3), (4) and (5) to determine the amount of funding.

Section 3. This act shall take effect immediately.

APPROVED—The 4th day of July, A.D. 2004.

EDWARD G. RENDELL