Committee Substitute

for

House Bill 2792

BY DELEGATES ARVON, HILL, WALTERS AND MARTIN

[Passed April 6, 2017; in effect ninety days from passage.]
Committee Substitute
for
House Bill 2792

BY DELEGATES ARVON, HILL, WALTERS AND MARTIN

[Passed April 6, 2017; in effect ninety days from passage.]
AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §10-1-23, relating to requiring the Library Commission to survey the libraries of the state; requiring the Library Commission develop a status report and ten-year plan for public libraries; requiring a report to the Governor and the Legislature; and posting the report electronically.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §10-1-23, to read as follows:

ARTICLE 1. PUBLIC LIBRARIES.

§10-1-23. Library Survey; status report; and ten-year plan.

(a) The Library Commission shall survey the libraries of the state, in consultation with each library, and other interested parties, in order for the Library Commission to develop a status report on the conditions and needs of the libraries in this state, and to prepare a ten-year plan for construction and maintenance needs of public libraries: Provided, That the Library Commission may use information that it has already complied that it would otherwise be required to survey pursuant to this subsection. On or before November 30, 2017, the Library Commission shall conduct a survey of state libraries which shall include, at a minimum:

(1) The annual maintenance and utility expenses of each library and satellite location for the past three years;

(2) A status report regarding the condition of all plumbing, electrical, heating, air-conditioning and ventilation systems of each library and satellite location;

(3) Estimated costs for maintenance upgrades or replacement of any plumbing, electrical, heating, air-conditioning and ventilation systems of each library and satellite location over the next ten years;

(4) A report regarding compliance of the structure of each library and satellite location with the Americans with Disabilities Act, and any needs for improved access thereof;
Enr. CS for HB 2792

(5) A report on the technology capabilities of each library and satellite location, including, but not limited to, telephone and computer systems, telecommunication capabilities, availability of equipment to facilitate teleconferences or simulcasts, electronic media viewing capabilities, and any other technology-related information as the Library Commission deems appropriate, along with a breakdown stating whether such technology is available for public or library staff use;

(6) A report on the available public meeting space at each library and satellite location, and the process by which the public may request the use of the meeting space, and the frequency of use of such meeting space; and

(7) A report on all materials available to the public at each library and satellite location, including, but not limited to, books and electronic media available for loan, reference materials on site, access to any online accounts provided by the library that enable research of scholarly or reference materials, and any other information as the Library Commission deems appropriate.

(b) On or before January 31, 2018, the Library Commission shall prepare a report on the status of the libraries in this state, to be submitted to the Governor and to the Joint Committee on Government and Finance. The Library Commission report shall include the conditions of the libraries in this state and a proposed ten-year maintenance and construction plan for the public libraries, which shall include at a minimum:

(1) The name and location of each library and satellite location in this state;

(2) The condition of the physical structure of each library and satellite location;

(3) A report on the three-year average cost of utilities and maintenance of each library and satellite location;

(4) A cost estimate for structural repairs at each library and satellite location, including improvements for access for people with disabilities;

(5) A cost estimate for upgrades or replacement of any plumbing, electrical, heating, air-conditioning and ventilation systems of each library and satellite location;
(6) A cost estimate for improvements to the technology capabilities and a description of those needs for each library and satellite location, including, but not limited to, improvements for telecommunication services, additional computer work stations for public access, technology needs for library staff, and other technology assessments as the Library Commission deems appropriate;

(7) A report regarding the meeting space available for public use at each library and satellite location, and the process by which the public may request the use of the meeting room;

and

(8) Any other information the Library Commission deems appropriate to propose for the improvement of library facilities, lending materials and needs of the library system over the next ten years.

(c) The Library Commission shall post a digital copy of the report, as required by this section, on the Library Commission website to be made available to the public.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman, House Committee

Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the House of Delegates

Clerk of the Senate

Speaker of the House of Delegates

President of the Senate

The within was approved this the 14th day of April, 2017.

Governor