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A bill to be entitled
 An act relating to public libraries; amending s. 257.191, F.S.; revising provisions relating to public library construction grants; providing for waiver of local matching requirement under certain circumstances; authorizing the Division of Library and Information Services to administer certain funds; providing for eligibility for grant funding; providing for the adoption of rules; providing for effect contingent upon certain appropriations; amending s. 257.261, F.S.; revising provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16, for the purpose of collecting fines or recovering overdue books or other materials; prohibiting access to library records by law enforcement personnel who presently have access; providing for severability; providing an effective date.

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

Section 1. Section 257.191, Florida Statutes, is amended to read:

257.191 Public library construction grants.--

(1) The Division of Library and Information Services may accept and administer library construction moneys appropriated to it and shall allocate such appropriation to municipal ~~or~~ county, ~~and regional~~ libraries in the form of public library construction grants on a matching basis. The local matching portion shall be no less than the grant amount, on a dollar-for-



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31 dollar basis, up to the maximum grant amount 50 percent. The
 32 division shall waive the matching requirement if a county or
 33 municipality requests a waiver of the matching requirement and
 34 has been designated a rural community in accordance with ss.
 35 288.0656(2) (b) and 288.06561. Initiation of a library
 36 construction project 12 months or less prior to the grant award
 37 under this section shall not affect the eligibility of an
 38 applicant to receive a public library construction grant. The
 39 division shall adopt rules for the administration of library
 40 construction grants. For the purposes of this section, s. 257.21
 41 does not apply.

42 (2) The Division of Library and Information Services may
 43 accept and administer moneys appropriated to it for small county
 44 public library construction grants. The purpose of the grants is
 45 to assist counties and municipalities that have been designated
 46 rural communities in accordance with ss. 288.0656(2) (b) and
 47 288.06561 to construct, expand, or renovate public library
 48 facilities to meet the requirement of 0.6 square feet per capita
 49 of total library floor space.

50 (3) To be eligible to compete for funds under this
 51 section, a county or municipality shall:

52 (a) Comply with the definition of rural community as
 53 provided in s. 288.0656(2) (b).

54 (b) Have less than 0.6 square feet per capita of total
 55 library floor space.

56 (c) Certify that the county or municipality will
 57 appropriate and expend sufficient funds to operate the completed
 58 library facility.



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59 (d) Not apply for a grant under the public library
60 construction grant program provided in this section during the
61 same fiscal year.

62 (4) The division shall adopt rules for the administration
63 of small county public library construction grants. For the
64 purposes of this section, s. 257.21 does not apply.

65 (5) Except as otherwise provided in this section, this
66 section shall take effect after the Legislature adopts the
67 General Appropriations Act specifically appropriating to the
68 Department of State, for distribution to the counties, such
69 amounts as it determines and appropriates for the specific
70 purpose of funding this section.

71 Section 2. Section 257.261, Florida Statutes, is amended
72 to read:

73 257.261 Library registration and circulation records.--All
74 registration and circulation records of every public library,
75 except statistical reports of registration and circulation, are
76 confidential and exempt from the provisions of s. 119.07(1) and
77 from s. 24(a) of Art. I of the State Constitution. Except in
78 accordance with proper judicial order, a person may not make
79 known in any manner any information contained in such records,
80 except as provided in this section. As used in this section,
81 the term "registration records" includes any information that a
82 library requires a patron to provide in order to become eligible
83 to borrow books and other materials, and the term "circulation
84 records" includes all information that identifies the patrons
85 who borrow particular books and other materials. This section
86 does not prohibit any library, or any business operating jointly
87 with the library, from disclosing information to the parent or
88 guardian of a public library patron under the age of 16, if the



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89 parent or guardian presents a copy of the birth certificate of
90 the public library patron under the age of 16 ~~municipal or~~
91 ~~county law enforcement officials, or to judicial officials,~~ for
92 the purpose of collecting fines or recovering overdue books,
93 documents, films, or other items or materials owned or otherwise
94 belonging to the library. This section does not prohibit any
95 library, or any business operating jointly with the library,
96 from disclosing information to municipal or county law
97 enforcement officials or to judicial officials or to any
98 business, for the purpose of collecting fines or recovering
99 overdue books, documents, films, or other items or materials
100 owned or otherwise belonging to the library; provided that, in
101 the case of a public library patron under the age of 16, the a
102 public library or business entity may only release confidential
103 information relating to the parent or guardian of the person
104 under the age of 16. Any person who violates this section
105 commits ~~is guilty of~~ a misdemeanor of the second degree,
106 punishable as provided in s. 775.082 or s. 775.083.

107 Section 3. If any provision of this act or its application
108 to any person or circumstance is held invalid, the invalidity
109 does not affect other provisions or applications of the act
110 which can be given effect without the invalid provision or
111 application, and to this end the provisions of this act are
112 declared severable.

113 Section 4. This act shall take effect upon becoming a law.