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The Committee on Commerce recommends the following:

Committee Substitute

Remove the entire bill and insert:

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; providing for severability; providing an effective date.

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



HB 0325

2003
CS

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

31 257.191 Public library construction grants.--

32 (1) The Division of Library and Information Services may
33 accept and administer library construction moneys appropriated
34 to it and shall allocate such appropriation to municipal,
35 county, and regional libraries in the form of public library
36 construction grants on a matching basis. The local matching
37 portion shall be no less than the grant amount, on a dollar-for-
38 dollar basis, up to the maximum grant amount 50 percent. The
39 division shall waive the matching requirement if a county or
40 municipality requests a waiver of the matching requirement and
41 has been designated a rural community in accordance with ss.
42 288.0656(2)(b) and 288.06561. Initiation of a library
43 construction project 12 months or less prior to the grant award
44 under this section shall not affect the eligibility of an
45 applicant to receive a public library construction grant.

46 (2)(a) The Division of Library and Information Services
47 may accept and administer moneys appropriated to it for small
48 county public library construction grants. The purpose of the
49 grants is to assist counties and municipalities that have been
50 designated rural communities in accordance with ss.
51 288.0656(2)(b) and 288.06561 to construct, expand, or renovate
52 public library facilities to meet the requirement of 0.6 square
53 feet per capita of total library floor space.

54 (b) To be eligible to compete for funds under this
55 section, a county or municipality shall:



HB 0325

2003
CS

56 1. Comply with the definition of rural community as
57 provided in s. 288.0656(2)(b).

58 2. Have less than 0.6 square feet per capita of total
59 library floor space.

60 3. Certify that the county or municipality will
61 appropriate and expend sufficient funds to operate the completed
62 library facility.

63 4. Not apply for a grant under the public library
64 construction grant program provided in subsection (1) during the
65 same fiscal year.

66 (c) The implementation of the provisions of the small
67 county public library construction grants under this subsection
68 shall be contingent upon specific appropriations provided to the
69 Department of State for funding of these grants.

70 (3) The division shall adopt rules for the administration
71 of library construction grants. For the purposes of this
72 section, s. 257.21 does not apply.

73 Section 2. Section 257.261, Florida Statutes, is amended
74 to read:

75 257.261 Library registration and circulation records.--All
76 registration and circulation records of every public library,
77 except statistical reports of registration and circulation, are
78 confidential and exempt from the provisions of s. 119.07(1) and
79 from s. 24(a) of Art. I of the State Constitution. Except in
80 accordance with proper judicial order, a person may not make
81 known in any manner any information contained in such records,
82 except as provided in this section. As used in this section,
83 the term "registration records" includes any information that a



HB 0325

2003
CS

84 library requires a patron to provide in order to become eligible
85 to borrow books and other materials, and the term "circulation
86 records" includes all information that identifies the patrons
87 who borrow particular books and other materials. This section
88 does not prohibit any library, or any business operating jointly
89 with the library, from disclosing information to the parent or
90 guardian of a public library patron under the age of 16
91 ~~municipal or county law enforcement officials, or to judicial~~
92 ~~officials~~, for the purpose of collecting fines or recovering
93 overdue books, documents, films, or other items or materials
94 owned or otherwise belonging to the library. This section does
95 not prohibit any library, or any business operating jointly with
96 the library, from disclosing information to municipal or county
97 law 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



HB 0325

2003
CS

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.