

1 AN ACT concerning the State Library.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 5. The State Library Act is amended by changing  
5 Sections 7 and 21 as follows:

6 (15 ILCS 320/7) (from Ch. 128, par. 107)

7 Sec. 7. Purposes of the State Library. The Illinois  
8 State Library shall:

9 (a) Maintain a library for officials and employees of  
10 the State, consisting of informational material and resources  
11 pertaining to the phases of their work, and serve as the  
12 State's library by extending its resources to citizens of  
13 Illinois.

14 (b) Maintain and provide research library services for  
15 all State agencies.

16 (c) Administer the Illinois Library System Act.

17 (d) Promote and administer the law relating to  
18 Interstate Library Compacts.

19 (e) Enter into interagency agreements, pursuant to the  
20 Intergovernmental Cooperation Act, including agreements to  
21 promote access to information by Illinois students and the  
22 general public.

23 (f) Promote and develop a cooperative library network  
24 operating regionally or statewide for providing effective  
25 coordination of the library resources of public, academic,  
26 school, and special libraries.

27 (g) Administer grants of federal library funds pursuant  
28 to federal law and requirements.

29 (h) Assist libraries in their plans for library  
30 services, including funding the State-funded library systems  
31 for the purpose of local library development and networking.

1 (i) Assist local library groups in developing programs  
2 by which library services can be established and enhanced in  
3 areas without those services.

4 (j) Be a clearing house, in an advisory capacity, for  
5 questions and problems pertaining to the administration and  
6 functioning of libraries in Illinois and to publish booklets  
7 and pamphlets to implement this service.

8 (k) Seek the opinion of the Attorney General for legal  
9 questions pertaining to public libraries and their function  
10 as governmental agencies.

11 (l) Contract with any other library or library agency to  
12 carry out the purposes of the State Library. If any such  
13 contract requires payments by user libraries for goods and  
14 services, the State Library may distribute billings from  
15 contractors to applicable user libraries and may receive and  
16 distribute payments from user libraries to contractors.  
17 There is hereby created in the State Treasury the Library  
18 Trust Fund, into which all moneys payable to contractors  
19 which are received from user libraries under this paragraph  
20 (l) shall be paid. The Treasurer shall pay such funds to  
21 contractors at the direction of the State Librarian.

22 (m) Compile, preserve and publish public library  
23 statistical information.

24 (n) Compile the annual report of local public libraries  
25 and library systems submitted to the State Librarian pursuant  
26 to law.

27 (o) Conduct and arrange for library training programs  
28 for library personnel, library directors and others involved  
29 in library services.

30 (p) Prepare an annual report for each fiscal year.

31 (q) Make available to the public, by means of access by  
32 way of the largest nonproprietary nonprofit cooperative  
33 public computer network, certain records of State agencies.

34 As used in this subdivision (q), "State agencies" means

1 all officers, boards, commissions and agencies created by the  
2 Constitution; all officers, departments, boards, commissions,  
3 agencies, institutions, authorities, universities, and bodies  
4 politic and corporate of the State; administrative units or  
5 corporate outgrowths of the State government which are  
6 created by or pursuant to statute, other than units of local  
7 government and their officers, school districts and boards of  
8 election commissioners; and all administrative units and  
9 corporate outgrowths of the above and as may be created by  
10 executive order of the Governor; however, "State agencies"  
11 does not include any agency, officer, or other entity of the  
12 judicial or legislative branch.

13 As used in this subdivision (q), "records" means public  
14 records, as defined in the Freedom of Information Act, that  
15 are not exempt from inspection and copying under that Act.

16 The State Librarian and each appropriate State agency  
17 shall specify the types and categories of records that shall  
18 be accessible through the public computer network and the  
19 types and categories of records that shall be inaccessible.  
20 Records currently held by a State agency and documents that  
21 are required to be provided to the Illinois State Library in  
22 accordance with Section 21 shall be provided to the Illinois  
23 State Library in an appropriate electronic format when  
24 feasible. The cost to each State agency of making records  
25 accessible through the public computer network or of  
26 providing records in an appropriate electronic format shall  
27 be considered in making determinations regarding  
28 accessibility.

29 As soon as possible and no later than 18 months after the  
30 effective date of this amendatory Act of 1995, the types and  
31 categories of information, specified by the State Librarian  
32 and each appropriate State agency, shall be made available to  
33 the public by means of access by way of the largest  
34 nonproprietary, nonprofit cooperative public computer

1 network. The information shall be made available in one or  
2 more formats and by one or more means in order to provide the  
3 greatest feasible access to the general public in this State.  
4 Any person who accesses the information may access all or any  
5 part of the information. The information may also be made  
6 available by any other means of access that would facilitate  
7 public access to the information. The information shall be  
8 made available in the shortest feasible time after it is  
9 publicly available.

10 Any documentation that describes the electronic digital  
11 formats of the information shall be made available by means  
12 of access by way of the same public computer network.

13 Personal information concerning a person who accesses the  
14 information may be maintained only for the purpose of  
15 providing service to the person.

16 The electronic public access provided by way of the  
17 public computer network shall be in addition to other  
18 electronic or print distribution of the information.

19 No action taken under this subdivision (q) shall be  
20 deemed to alter or relinquish any copyright or other  
21 proprietary interest or entitlement of the State of Illinois  
22 relating to any of the information made available under this  
23 subdivision (q).

24 (r) Coordinate literacy programs for the Secretary of  
25 State.

26 (s) Provide coordination of statewide preservation  
27 planning, act as a focal point for preservation advocacy,  
28 assess statewide needs and establish specific programs to  
29 meet those needs, and manage state funds appropriated for  
30 preservation work relating to the preservation of the library  
31 and archival resources of Illinois.

32 (t) Create and maintain a State Government Report  
33 Distribution Center for the General Assembly. The Center  
34 shall receive all reports in all formats available required

1 by law or resolution to be filed with the General Assembly  
2 and shall furnish copies of such reports on the same day on  
3 which the report is filed with the Clerk of the House of  
4 Representatives and the Secretary of the Senate, as required  
5 by the General Assembly Organization Act, without charge to  
6 members of the General Assembly upon request. This paragraph  
7 does not affect the requirements of Section 21 of this Act  
8 relating to the deposit of State publications with the State  
9 library.

10 (Source: P.A. 91-507, eff. 8-13-99; 92-16, eff. 6-28-01.)

11 (15 ILCS 320/21) (from Ch. 128, par. 121)

12 Sec. 21. Publications and lists; deposits by State  
13 agencies.

14 (a) All State agencies shall provide and deposit with  
15 the Illinois State Library sufficient copies of all  
16 publications issued by such State agencies for its collection  
17 and for exchange purposes. The State Librarian shall by rule  
18 or regulation specify the number of copies required and the  
19 publications that must be deposited. The number of paper  
20 copies of a publication that must be deposited may be reduced  
21 if the documents are also submitted in an electric format  
22 specified by the Illinois State Library. The State Librarian  
23 shall set by rule the standard to be used for electronic data  
24 exchange among State agencies and the State Library.

25 (b) For the purposes of this Section:

26 {1} "State agencies" means every State office, official,  
27 department, division, section, unit, service, bureau, board,  
28 commission, committee, and subdivision thereof of all  
29 branches of the State government and which agencies expend  
30 appropriations of State funds.

31 {2} "Publications" means any document, report, directory,  
32 bibliography, rule, regulation, newsletter, pamphlet,  
33 brochure, periodical or other printed material paid for in

1 whole or in part by funds appropriated by the General  
 2 Assembly or issued at the request of a State agency,  
 3 excepting however, correspondence, inter-office memoranda,  
 4 and confidential publications.

5 "Published material" means publications in print and  
 6 electronic formats duplicated by any means of duplication,  
 7 including material downloaded from a publicly accessible  
 8 electronic network. (3) ~~---"Printed---material"---means~~  
 9 ~~publications---duplicated---by---any---and---all---methods---of~~  
 10 ~~duplication.~~

11 (b) ~~The--State-Librarian-shall-from-time-to-time-209~~vide  
 12 ~~a-listing,~~ ~~electronically,~~ ~~in--printed--form,~~ ~~or--in--both~~  
 13 ~~formats,~~ ~~of--the--publications--received-by-him-or-her-under~~  
 14 ~~this-Act.~~

15 (Source: P.A. 91-507, eff. 8-13-99.)