

OKLAHOMA STATUTES  
TITLE 65. PUBLIC LIBRARIES

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§65-1. Repealed by Laws 1953, p. 319, § 8.

§65-1-101. Short title.

This act shall be known as the Oklahoma Library Code.

Added by Laws 1967, c. 45, § 1-101, emerg. eff. April 6, 1967.

§65-1-102. Policy.

It shall be the policy of the State of Oklahoma to promote, support, and implement the development and maintenance of adequate public and special library facilities and services throughout the

state in whatever forms and by whatever means may be most beneficial and feasible. Adequate library services are deemed to be necessary to the cultural, educational and economic development of the State of Oklahoma and to the health, safety and welfare of its people, and to be the responsibility of government at all levels.

Added by Laws 1967, c. 45, § 1-102, emerg. eff. April 6, 1967.

§65-1-103. Purpose.

It is the purpose of the Oklahoma Library Code to accomplish this policy by providing for:

(a) Creation of the Oklahoma Department of Libraries to discharge the responsibility and exercise the authority of the State of Oklahoma for adequate library facilities and services in and for state government and throughout the state.

(b) Establishment, development and operation of libraries and library systems throughout the state with the goal of providing adequate library services to all the people of the state.

(c) Financial support for libraries with guidelines for maximum economy and effectiveness in use of all funds.

(d) Cooperation with other state agencies, federal agencies and private organizations in effecting the purposes of this Code.

Added by Laws 1967, c. 45, § 1-103, emerg. eff. April 6, 1967.

§65-1-104. Definitions.

When used in this Code unless the context otherwise requires:

(a) The term "library system" shall mean a unified public library organization under single direction in an area of not less than one county.

(b) The term "public library" shall mean a library or library system that is freely open to all persons under identical conditions, and which is supported in whole or in part by public funds.

(c) The term "metropolitan library" shall mean a library system which is the public library for a county in which is located a city of at least two hundred fifty thousand (250,000) population.

(d) The term "multicounty library" shall mean a library system which is the public library for a library district composed of two or more counties.

(e) The term "special library" shall mean any library, whether open to the general public or not, that is supported in whole or in part by public funds and which comes within one or more of the following categories:

(1) All libraries which are operated within or as an integral part of a publicly supported institution.

(2) All libraries that cater to a special clientele.

(3) All libraries that are concerned primarily with materials on a special subject.

Provided, however, that this definition shall not be construed to include libraries operated as a part of any university, college, school, museum, the Oklahoma Historical Society and county law libraries.

(f) The word "library" shall mean the contents as well as the building, equipment and facilities of the institution.

(g) The word "Department" shall mean the Oklahoma Department of Libraries, which shall be the official library and archival agency of the state.

(h) The word "Board" shall mean the Oklahoma Department of Libraries Board.

(i) The word "standards" shall mean the criteria pertaining to the scope and quality of library facilities, levels of financial support, adequacy and qualifications of personnel, organization and resources for service, areas of service and population to be served, and other factors deemed necessary to insure proper, economical and effective use of funds and resources in providing library facilities and services.

(j) The term "accreditation of libraries" shall mean the evaluation and rating of public libraries and library systems.

(k) The word "Director" shall mean the Director of the Department who shall be the State Librarian and the State Archivist.

(l) The term "county library" means a public library established, supported, and maintained by county taxation.

(m) The term "municipal library" means a public library established, supported, and maintained through taxation by a city or town whose library board of trustees is appointed pursuant to municipal authority.

(n) The term "city-county library" means a library system which consists of a public library for a county in which the population is at least 100,000.

(o) The term "rural single county library" means a library system which consists of a public library for a county in which the population is less than one hundred thousand (100,000) and which is supported by ad valorem taxation designated for the support of the county library system.

Added by Laws 1967, c. 45, § 1-104, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 1, eff. July 1, 1992; Laws 1995, c. 165, § 1, emerg. eff. May 2, 1995.

§65-1-105. Disclosure of records.

A. Any library which is in whole or in part supported by public funds including but not limited to public, academic, school or special libraries, and having records indicating which of its documents or other materials, regardless of format, have been loaned to or used by an identifiable individual or group shall not disclose such records to any person except to:

1. Persons acting within the scope of their duties in the administration of the library;
2. Persons authorized to inspect such records, in writing, by the individual or group; or
3. By order of a court of law.

B. The requirements of this section shall not prohibit middle and elementary school libraries from maintaining a system of records that identifies the individual or group to whom library materials have been loaned even if such system permits a determination, independent of any disclosure of such information by the library, that documents or materials have been loaned to an individual or group.

C. All registration information of minors collected by any library which is supported in whole or in part by public funds including but not limited to public, academic, school or special libraries shall not be disclosed to any person except:

1. Persons acting only within the legitimate scope of their duties in the administration of the library;
2. Persons authorized to inspect such records, in writing, by the individual; or
3. By order of a court of law.

For purposes of this section, "registration information" includes any information required of a minor in order to become eligible to borrow books, utilize library services, and other materials.

D. Any suspicious requests for records of minors that may be indicative of criminal intent shall be reported immediately to appropriate law enforcement authorities.

Added by Laws 1985, c. 81, § 1, eff. Nov. 1, 1985. Amended by Laws 1986, c. 98, § 1, eff. Nov. 1, 1986; Laws 2013, c. 26, § 1, emerg. eff. April 12, 2013.

#### §65-2-101. Creation of Board.

The Oklahoma Department of Libraries Board is hereby created. The Board shall consist of seven (7) appointive members, and the Director, who shall be an ex officio nonvoting member. The Governor shall appoint, with the advice and consent of the Senate, one member from each congressional district and any remaining members shall be appointed from the state at large. However, when congressional districts are redrawn each member appointed prior to July 1 of the year in which such modification becomes effective shall complete the current term of office and appointments made after July 1 of the year in which such modification becomes effective shall be based on the redrawn districts. Appointments made after July 1 of the year in which such modification becomes effective shall be from any redrawn districts which are not represented by a board member until such time as each of the modified congressional districts are represented by a board member. No appointments may be made after July 1 of the year

in which such modification becomes effective if such appointment would result in more than two members serving from the same modified district. No appointive member shall be a librarian in active practice. Appointments shall be made on the basis of ability, sound understanding of the total responsibilities and objectives of a state library agency and active interest in the attainment of these goals. Added by Laws 1967, c. 45, § 2-101, emerg. eff. April 6, 1967. Amended by Laws 1992, c. 364, § 7, emerg. eff. June 4, 1992; Laws 2002, c. 375, § 14, eff. Nov. 5, 2002.

§65-2-101.1. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-2-102. Membership of Board.

The members appointed by the Governor shall be qualified electors of the state and actual residents of the Congressional Districts from which they are appointed. No member of the Board shall in any way be connected with the business of publishing or selling books, periodicals or other forms of library materials, nor with the business of manufacturing or selling library supplies or equipment. No member shall receive any compensation for his service on the Board directly or indirectly; provided that each appointive member may receive reimbursement for travel expense pursuant to the State Travel Reimbursement Act.

Added by Laws 1967, c. 45, § 2-102, emerg. eff. April 6, 1967.

Amended by Laws 1985, c. 178, § 50, operative July 1, 1985.

§65-2-103. Terms of office.

The term of office of each appointive member, except for initial appointments as herein specified, shall be six (6) years, beginning July 1 of the year of appointment or until his successor has been appointed and qualified. The present State Library Board shall become members of the Board of the Department and shall continue in office until their respective terms expire. The Governor shall appoint one member on or before July 1 of each year; provided that he shall make the first appointments for the following terms in the years indicated: One member for a term of one (1) year, and one member for a term of two (2) years in 1967; one member for a term of two (2) years, one member for a term of three (3) years and the member-at-large for a term of three (3) years in 1968; one member for a term of three (3) years, and one member for a term of four (4) years in 1969. After the initial appointments, terms shall be for six (6) years. Any vacancy on the Board shall be filled for the remainder of the term only and by the method of the original appointment. No person who has served a full six-year term shall be appointed to succeed himself. Members may be removed only for cause. Added by Laws 1967, c. 45, § 2-103, emerg. eff. April 6, 1967.



§65-2-104. Officers.

The Board shall elect a Chairman and Vice Chairman at the first meeting held after July 1 of each year. The Director shall be the Secretary of the Board, and shall have custody of all files and records of the Board.

Added by Laws 1967, c. 45, § 2-104, emerg. eff. April 6, 1967.

§65-2-105. Meetings.

The Board shall meet at least once every three-month period. Additional meetings may be held upon call of the chairman, vice-chairman, in the absence of the chairman, or the secretary. Four voting members of the Board shall constitute a quorum. No question before the Board shall be resolved without the concurrence of at least four members or a majority of those members voting, whichever is the greater.

Added by Laws 1967, c. 45, § 2-105, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 2, eff. July 1, 1992.

§65-2-106. Powers and duties of the Board.

The Oklahoma Department of Libraries Board shall be the supervisory and policymaking body of the Department and shall:

(a) Appoint the Director, who shall possess the qualifications specified by Section 3-103 of this title, and shall hold office at the pleasure of the Board;

(b) Formulate the general policies of the Oklahoma Department of Libraries, in consultation with the Director;

(c) Review and approve the budget requests for the Department;

(d) Formulate standards for public and special libraries in consultation with the Director and his staff, and with the Oklahoma Library Association;

(e) Utilize such standards as guidelines in accreditation of public libraries and library systems;

(f) Utilize such standards and accreditation as guidelines in approval of apportionment of state funds of federal funds such as may be administered by a state agency to public libraries, library systems and special libraries and their use of such funds;

(g) Serve as an appeal board in the execution of the Library Services Construction Act, 20 U.S.C. Section 351(1991), including any amendments thereto, and any similar federal legislative acts requiring such services;

(h) Approve the formation of library systems and designate areas for library districts;

(i) Maintain liaison with the Oklahoma Library Association;

(j) Assist in communicating the goals, plans, budgets and work of the Department to executive, judicial and legislative officials, and to the public;

(k) Provide for the certification of public librarians;

(l) Establish a formula for the equitable apportionment of monies from the Oklahoma Local Library Support Revolving Fund; and

(m) Promulgate such rules as may be necessary to carry out the intent and purposes of this act.

Added by Laws 1967, c. 45, § 2-106, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 3, eff. July 1, 1992; Laws 1992, c. 373, § 14, eff. July 1, 1992.

§65-2-107. Oklahoma Local Library Support Revolving Fund.

There is hereby created in the State Treasury a revolving fund for the Oklahoma Department of Libraries, to be designated the "Oklahoma Local Library Support Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Oklahoma Department of Libraries from state appropriations designated specifically for deposit in this fund for purposes as specified in this act and from any other sources provided for by law. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Oklahoma Department of Libraries for the purpose of providing convenient library service or access to library service for all citizens of Oklahoma. In administering the fund the Department of Libraries shall encourage existing public libraries to cooperatively share library resources by:

1. Extending or establishing public library services in unserved county areas or contracting for services with existing Oklahoma Department of Libraries certified municipal public libraries, other certified public libraries, library districts, or library systems; and

2. Strengthening existing Oklahoma Department of Libraries certified municipal public libraries, other certified public libraries, library districts, and library systems.

The Oklahoma Department of Libraries Board shall establish a formula for the equitable apportionment of monies to counties applying and qualifying for such funds pursuant to the provisions of this act.

Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

Added by Laws 1992, c. 321, § 1, eff. July 1, 1992. Amended by Laws 2012, c. 304, § 528.

§65-2-108. Oklahoma Local Library Support Revolving Fund - Applications for participation.

A. Applications for participation in the Oklahoma Local Library Support Revolving Fund shall be submitted to the Oklahoma Department of Libraries for approval or disapproval by the Oklahoma Department

of Libraries Board pursuant to rules and regulations promulgated by the Oklahoma Department of Libraries Board. The applications shall be initiated by:

1. The boards of county commissioners in the respective counties either without public library service or without existing countywide public library service;

2. The board of county commissioners in the respective counties upon petition initiated by not less than ten percent (10%) of the qualified electors of the county based on the total number of votes cast at the last general election for the county office receiving the highest number of votes at such election;

3. The district or system library boards or commissions in the respective counties with library districts or library systems providing countywide library service; or

4. A joint application from all or a majority of the Oklahoma Department of Libraries certified municipal public libraries in a respective county joined together to apply for and to administer the expenditure of funds from the Oklahoma Local Library Support Revolving Fund and any other funds granted or donated for the purpose of county library services.

B. The application shall include a five-year plan for library development for extending, initiating and/or strengthening public library service in the respective county. The application shall include for the initial or next funding year, a detailed, line-item budget and descriptive program for the Oklahoma Local Library Support Revolving Fund appropriation.

Added by Laws 1992, c. 321, § 3, eff. July 1, 1992.

§65-2-109. Applications for participation in Oklahoma Local Library Support Revolving Fund - Five-year plan for library development.

A. The five-year plan for library development required pursuant to Section 2-108 of this title may address proposals to:

1. Seek financing for additional levels or types of library services and/or contracting with existing Oklahoma Department of Libraries certified public libraries for:

- a. free access and service by all county residents,
- b. specific services such as bookmobile or book deposits/book centers,
- c. access to information services through telecommunications,
- d. surveys or studies of countywide library needs,
- e. leased or permanent facilities, and
- f. any other services as mandated by the Oklahoma Department of Libraries;

2. Hold an election seeking a countywide mill levy for support. Such plans shall be based on the needs, analysis and desires of the respective counties or existing library districts or library systems.

If a plan includes a proposal to hold an election on a mill levy for library support, the plan may specify how the public library authority will serve as the coordinator for cooperation between publicly funded libraries of all types;

3. Include the utilization of technological equipment and telecommunications access consistent with Sections 55 and 56 of this title; and

4. Provide for any other services as mandated by the Oklahoma Department of Libraries.

Added by Laws 1992, c. 321, § 4, eff. July 1, 1992. Amended by Laws 1994, c. 362, § 2, eff. July 1, 1994.

§65-3. Repealed by Laws 1953, p. 319, § 8.

§65-3-101. Creation of Department.

A. The Oklahoma Department of Libraries is hereby created. The Department shall be the official library agency of the state and shall discharge the responsibilities and exercise the authority of the state with respect to all public and special libraries. The Department shall cooperate with other state agencies, local units of government, federal agencies and private individuals and organizations with respect to library facilities and services, or any allied or related facilities and services. The Department shall be responsible for the receipt and administration of all state funds and such federal funds as may be administered by a state agency, may receive and administer private and other funds, for libraries, library services or any allied or related services.

B. The Department shall have its headquarters and shall maintain The State Library at the Allen Wright Memorial Library in the State Capitol area.

C. Branches or offices of the Department may be established under such conditions and terms and in such locations within the state as are deemed necessary.

D. The Jan Eric Cartwright Memorial Library, which shall be located in the State Capitol Building, shall provide law library and legislative reference services for state government and the citizens of Oklahoma.

Added by Laws 1967, c. 45, § 3-101, emerg. eff. April 6, 1967.

Amended by Laws 2002, c. 334, § 2, eff. July 1, 2002.

§65-3-102. Department as official library of the state.

The Department shall constitute the official library of the State of Oklahoma. The Department shall have custody of all books, documents, facsimiles, films, maps, manuscripts, pamphlets, papers, charts, archives, periodicals, records, and any other materials or objects now in its possession or that may be acquired. No department or institution of state government, except institutions of higher

learning, museums and the Oklahoma Historical Society, shall establish a library without prior approval of and except in cooperation with the Department; provided that this provision is not to prevent a state agency from having the minimal necessary and frequently used office copies of reference works, catalogs, legal reports or technical publications required to conduct its daily operations.

Added by Laws 1967, c. 45, § 3-102, emerg. eff. April 6, 1967.

§65-3-103. Director and Assistant Director.

The offices of Director and Assistant Director are hereby created. The Director shall be appointed by the Board on the basis of merit and appropriate experience, shall possess a library degree from a library school accredited by the American Library Association and shall serve at the pleasure of the Board. The Assistant Director shall be appointed by the Director, with the approval of the Board, and shall be subject to the same qualifications as herein specified for the Director. The Director shall be the State Librarian and the State Archivist, which offices are hereby created.

Added by Laws 1967, c. 45, § 3-103, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 4, eff. July 1, 1992.

§65-3-104. Duties of Director.

The Director shall be the administrative, executive, directing and supervising official of the Department under the supervision of and in accordance with policies established by the Board. He shall:

(a) Approve all requisitions and claims;

(b) Prepare budgets;

(c) Prepare the staff organization and position classification with the approval of the Board;

(d) Employ or terminate employment of all personnel as provided by 74 O.S.1961, Sections 801 - 839, as amended; and

(e) Make all reports, maintain all records and execute all instruments required by law or regulation and perform all duties necessary to discharge the functions of the Department.

The Director shall be accountable and responsible to all proper state and federal officials for the activities of the Department. He shall be the representative of the state in all matters pertaining to the duties and services of the Department, or any other library, archival, public documents, reference, research, records, information and information processing functions, including all allied or related services, of the state government, or in which the state may participate; provided that he may designate a staff member of the Department to act as his agent under such conditions as he may prescribe. The Director, or any staff member of the Department designated by him, shall receive travel expense and per diem as provided by 74 O.S.1961, Sections 500.5 - 500.12, as amended,

including necessary fees incurred in the exercise of his duties, or in attending conferences, institutes and meetings of library, reference, research, documentation and informational associations or bodies, or any allied or related groups.

Added by Laws 1967, c. 45, § 3-104, emerg. eff. April 6, 1967.

§65-3-105. Functions of Department.

The departmental functions shall include but not be limited to library services, library research, library development, archival, records management and preservation, legislative reference, legal reference, general reference, library promotion and public information, informational, information processing and retrieval, government documents and any allied, cognate or related functions, and the Department shall be the authority of the state for these functions.

The Department is authorized and directed to discharge the state's responsibility for library service, including service to state government, to public and special libraries and library services, cooperation with and rendering of services to local units of government in the establishment and operation of local libraries and library systems, and the performance of all technical and other services necessary to the Department. The Department shall assist with and supervise the establishment and operation of libraries at all state institutions and agencies, except public schools and institutions of higher learning.

Added by Laws 1967, c. 45, § 3-105, emerg. eff. April 6, 1967.

§65-3-106. Creation of divisions authorized.

There shall be created such divisions and subdivisions of the Department as are deemed necessary to effect the purposes of this Code.

Added by Laws 1967, c. 45, § 3-106, emerg. eff. April 6, 1967.

§65-3-107. Appropriations, gifts, bequests or grants - Contracts - Libraries' Revolving Fund.

The Department may receive and use appropriations, gifts, bequests or grants from any source, public or private, and may take such action as may be necessary to receive such funds. It may contract with other agencies, organizations, libraries, library schools or the agencies of other governments for library services, facilities, research or any allied or related purpose.

There is hereby created in the State Treasury a revolving fund for the Oklahoma Department of Libraries, to be designated the Oklahoma Department of Libraries' Revolving Fund. The fund shall be administered in accordance with the Revolving Fund Procedures Act. The Department is authorized to receive all money from departmental forfeitures, fees, sales of materials and services, payments for lost

books and other receipts, and other miscellaneous sources, and all such income shall be deposited in such fund.

Added by Laws 1967, c. 45, § 3-107, emerg. eff. April 6, 1967.

Amended by Laws 1978, c. 165, § 4, eff. Jan. 8, 1979.

§65-3-107.1. Contracts for literacy services.

The Oklahoma Department of Libraries may enter into contracts for literacy services with library-based programs or community literacy councils, including but not limited to nonprofit corporations holding a valid exemption from taxation issued pursuant to Section 501(a) of the Internal Revenue Code, 26 U.S.C., Section 501(a), and listed as an exempt organization in Section 501(c)(3) of the Internal Revenue Code, 26 U.S.C., Section 501(c)(3).

Added by Laws 2002, c. 334, § 1, eff. July 1, 2002.

§65-3-108. Participation in health insurance plans authorized.

The Department may participate in an approved health insurance program for full-time employees and use appropriated funds for said purpose, either for the exclusive benefits of its staff or jointly with other such programs.

Added by Laws 1967, c. 45, § 3-108, emerg. eff. April 6, 1967.

§65-3-109. Purchase, lease and disposal of real and personal property.

A. The Oklahoma Department of Libraries is authorized to purchase, lease or otherwise acquire and hold title to and dispose of lands and buildings and other facilities, and materials, motor vehicles or other equipment, or to erect and equip buildings necessary in effecting the purposes of this Code.

B. The Department may expand the Allen Wright Memorial Library for the purpose of providing space that will serve as a repository and research center for Oklahoma state records pursuant to the Records Management Act and Sections 305 through 317 of Title 67 of the Oklahoma Statutes and to provide space for other Department of Libraries functions as it deems necessary. No monies available to the Department for agency operations shall be used for this expansion project.

Added by Laws 1967, c. 45, § 3-109, emerg. eff. April 6, 1967.

Amended by Laws 2002, c. 334, § 3, eff. July 1, 2002.

§65-3-110. Publications.

The Department may compile, prepare and issue publications of any type related to and deemed necessary in effecting the purposes of this Code.

Added by Laws 1967, c. 45, § 3-110, emerg. eff. April 6, 1967.

§65-3-111. Standards for library equipment.

The Department may prescribe standards for equipment and supplies purchased for its use and the use of units under its direction. Added by Laws 1967, c. 45, § 3-111, emerg. eff. April 6, 1967.

§65-3-112. Petty cash fund.

A petty cash fund of not more than Three Hundred Dollars (\$300.00) is authorized. It shall be established and replenished by claims against appropriations. The fund may be used for postage due payments and for the purchase of minor items and services that cost less than Twenty-five Dollars (\$25.00) each. Itemized receipts for all such purchases shall be secured and filed. The fund shall be audited by the State Auditor and Inspector as are other accounts of the Department.

Added by Laws 1967, c. 45, § 3-112, emerg. eff. April 6, 1967.  
Amended by Laws 1979, c. 30, § 112, emerg. eff. April 6, 1979.

§65-3-113. Postage.

The Department is authorized to buy postage stamps and postal cards in an amount not to exceed Five Hundred Dollars (\$500.00) for any one fiscal year for the purpose of prepaying the postage for the return of information or statistical materials, field operations and other like purposes.

Added by Laws 1967, c. 45, § 3-113, emerg. eff. April 6, 1967.

§65-3-113.1. Publications Clearinghouse - Creation - Director - Rules - Electronic publications.

A. The Publications Clearinghouse is hereby created as a unit of the Oklahoma Department of Libraries. The Publications Clearinghouse shall be directed by the Director of the Department of Libraries. The Director shall promulgate rules necessary to implement the functions and duties of the Publications Clearinghouse as provided for by law.

B. It is the intent of the Legislature that state agencies issue publications in an electronic format whenever possible, unless such issuance would interfere with the availability to the public of such publications and the information contained therein. It is the further intent of the Legislature that the Publications Clearinghouse and the Oklahoma Department of Libraries disseminate links to or other means by which to access publications to the same recipients required by law to receive copies or who have traditionally received copies of publications not published in an electronic format. A directory of the links to the publications shall be prominently featured on the ok.gov portal.

Added by Laws 1978, c. 165, § 1. Amended by Laws 1984, c. 13, § 1, eff. Nov. 1, 1984; Laws 2010, c. 250, § 1, eff. Nov. 1, 2010.

§65-3-113.2. Definitions.



As used in Sections 3-113.1 through 3-115 of this title:

1. "Agency" means any office, officer, department, division, unit, bureau, board, commission, authority, institution, substate planning district, or agency in any branch of the state government, and all subdivisions of each when applicable, including state institutions of higher education, defined as all state-supported colleges, universities, junior colleges, and technology center schools; and

2. "State publications" means any informational materials, regardless of format, method of reproduction, or source, which originate in or are produced with the imprint, by the authority, or at the total or partial expense of an agency supported wholly or in part by state funds and which are distributed to persons outside of the creating agency or are required by law. "State publication" incorporates those publications that may or may not be financed by state funds but are released by private entities pursuant to a contract with or subject to the supervision of any agency.

Added by Laws 1978, c. 165, § 2. Amended by Laws 1984, c. 13, § 2, eff. Nov. 1, 1984; Laws 2001, c. 33, § 62, eff. July 1, 2001.

#### §65-3-113.3. Duties of Publications Clearinghouse.

The Publications Clearinghouse shall have the following duties:

1. To establish a state publications depository library system for the use of the citizens of this state;

2. Other than publications issued in an electronic format, to collect state publications from every agency and to retain and preserve permanently a minimum of two copies of the publications;

3. For publications issued in an electronic format, to electronically retain and preserve permanently such publications or the information contained therein, and to facilitate free public access to such publications or information;

4. To enter into contracts with other libraries within this state whereby the Publications Clearinghouse designates the contracting library to be a depository library for the Oklahoma Department of Libraries and agrees to distribute copies of state publications deposited with the Publications Clearinghouse to the depository library, and the contracting library agrees to receive and maintain the collection of publications and not to dispose of publications without prior approval of the Publications Clearinghouse, to provide adequate facilities for the storage and use of the publications, and to provide free access to the publications for the use of its patrons;

5. To determine the necessity of and to make arrangements for the conversion of state publications to microform or electronic formats and to establish a system to assure the availability of such publications for distribution to designated depository libraries;

6. To prepare and publish official lists of state publications and to distribute the lists to all contracting depository libraries, other libraries within this state, and every agency;

7. For publications not published in an electronic format, to determine the quantity of each publication of an agency to a maximum of twenty-five copies required to meet the needs of the state publications depository library system and to notify each agency of the required quantity;

8. To distribute copies of state publications not published in an electronic format as follows:

- a. One copy to the United States Library of Congress,
- b. Two copies for the collection of state publications within the Publications Clearinghouse, and
- c. Selected copies to each depository library;

9. To receive for use and for exchange purposes a maximum of fifty copies of all state legal publications not published in an electronic format, including bar journals and official reports of decisions, codes, opinions, rules and regulations, and sixty copies of Oklahoma Statutes, Oklahoma Statute Supplements, and Oklahoma Session Laws; and

10. To compile and maintain a permanent record of state publications.

Added by Laws 1978, c. 165, § 3. Amended by Laws 1981, c. 272, § 15, eff. July 1, 1981; Laws 1984, c. 13, § 3, eff. Nov. 1, 1984; Laws 1992, c. 322, § 5, eff. July 1, 1992; Laws 2010, c. 250, § 2, eff. Nov. 1, 2010.

§65-3-114. Deposit of state publications with Publications Clearinghouse - Failure to comply.

A. Every agency except institutions of higher education, but specifically including any board of regents for higher education, which issues a state publication shall immediately file the publication electronically, in compliance with the provision of any applicable section of Title 62 of the Oklahoma Statutes that is related to submission of state publications. If a state publication cannot be filed electronically, a maximum of twenty-five copies shall be deposited with the Publications Clearinghouse in lieu of the electronic filing and the agency shall include an explanation of the reason the document cannot be filed electronically.

B. Upon failure of an agency to comply with the provisions of this section, the Director of the Department of Libraries shall forward a written notice of the failure to the chief administrative officer of the agency. The notice shall state a reasonable time, not to exceed thirty (30) days, in which the agency shall fully comply. Further failure to comply shall be reported in writing to the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the Attorney General. The Attorney General shall

immediately institute mandamus proceedings to secure compliance by the agency.

Added by Laws 1967, c. 45, § 3-114, emerg. eff. April 6, 1967.

Amended by Laws 1978, c. 165, § 5; Laws 1984, c. 13, § 4, eff. Nov. 1, 1984; Laws 2010, c. 250, § 3, eff. Nov. 1, 2010; Laws 2013, c. 358, § 26, eff. July 1, 2013.

§65-3-115. Copies to other states, territories or possessions and The Library of Congress - Exchange agreements - Surplus publications.

The Publications Clearinghouse, pursuant to exchange agreements, shall send copies of state publications to the official library of each of the states, territories, and possessions of the United States and to The Library of Congress, may exchange copies for the publications of other governments or organizations, and may send copies upon request to other entities or persons. The Department of Libraries may sell at the fair market value or otherwise dispose of any surplus publications. Any receipts shall be deposited pursuant to the provisions of Section 3-107 of this title.

Added by Laws 1967, c. 45, § 3-115, emerg. eff. April 6, 1967.

Amended by Laws 1978, c. 165, § 6; Laws 1984, c. 13, § 5, eff. Nov. 1, 1984.

§65-3-116. Citation.

This act shall be known and may be cited as the "Corner Perpetuation and Filing Act".

Added by Laws 1978, c. 140, § 1, eff. Oct. 1, 1978.

§65-3-117. Purpose.

It is the purpose of this act to protect and perpetuate public land survey corners and information concerning the location of such corners by requiring the systematic establishment of monuments and filing of information concerning the marking of the location of such public land survey corners and to allow the systematic location of other property corners, thereby providing for property security and a coherent system of property location and identification; and thereby eliminating the repeated necessity for reestablishment and relocations of such corners once they are established and located.

Added by Laws 1978, c. 140, § 2, eff. Oct. 1, 1978.

§65-3-118. Definitions.

As used in this act:

1. "Property corner" means a geographic point on the surface of the earth, and is on, a part of, and controls a property line;
2. "Property controlling corner" means a public land survey corner, or any property corner, which does not lie on a property line of the property in question, but which controls the location of one or more of the property corners of the property in question;

3. "Public land survey corner" means any corner actually established and monumented in an original survey or resurvey used as a basis of legal description for issuing a patent for the land to a private person from the United States government;

4. "Accessory to a corner" means any exclusively identifiable physical object whose spatial relationship to the corner is recorded. Accessories may be bearing trees, bearing objects, monuments, reference monuments, line trees, pits, mounds, charcoal-filled bottles, steel or wooden stakes, or other objects;

5. "Monument" means a physical structure that occupies the exact position of a corner;

6. "Reference monument" means a special monument that does not occupy the same geographical position as the corner itself, but whose spatial relationship to the corner is recorded, and which serves to witness the corner;

7. "Surveyor" means any person who is authorized by the laws of this state to practice land surveying;

8. "Board" means the State Board of Registration for Professional Engineers and Land Surveyors; and

9. "Division" means the Office of Archives and Records of the Oklahoma Department of Libraries.

Added by Laws 1978, c. 140, § 3, eff. Oct. 1, 1978. Amended by Laws 1992, c. 322, § 6, eff. July 1, 1992.

§65-3-119. Public land survey corner records - Filing.

A. A surveyor shall complete, sign and file with the Division a written record of the establishment or restoration of a public land survey corner. This record shall be known as a "public land survey corner record" and such a filing shall be made for every public land survey corner and accessory to such public land survey corner which is established, reestablished, monumented, remonumented, restored, rehabilitated, perpetuated or used as control in any survey. The survey information shall be filed within ninety (90) days after the survey is completed, unless the public land survey corner and its accessories are substantially, as described in an existing public land survey corner record, filed in accordance with the provisions of this act.

B. A surveyor may file or record any corner record as to any property corner, property controlling corner, reference monument or accessory to a corner.

C. The Board shall, by regulation, provide and prescribe the information which shall be necessary to be included in the public land survey corner record and the Board shall prescribe the form in which such public land survey corner record shall be presented and filed or recorded.

D. No corner record shall be filed or recorded unless it is signed by a land surveyor as defined herein, or in the case of an

agency of the United States government, the certificate may be signed by the survey party chief making the survey.

Added by Laws 1978, c. 140, § 4, eff. Oct. 1, 1978.

§65-3-120. Public land survey corner record book - Index - Filing and recording fees - Exemptions.

A. The Division shall receive the completed public land survey corner record and preserve it in an appropriate book. The books shall be in numerical order; provided, however, public land survey corner records may also be preserved in the same manner as any other recorded instruments.

B. The Division shall provide a suitable system for indexing said documents, whereby access and recovery of the information contained therein shall be readily accessible and available for the use of the public.

C. The Division may charge a reasonable filing fee for the filing and recording of the information. However, all corners, monuments and their accessories established prior to the effective date of this act, for which a written record is completed as required herein, and which are offered for filing or recording within six (6) months of the effective date of this act, shall be accepted and filed by the Division without requiring the payment of fees therefor.

D. Corner records concerning corners established, reestablished or restored may be filed or recorded before the effective date of this act.

Added by Laws 1978, c. 140, § 5, eff. Oct. 1, 1978.

§65-3-121. Reconstruction or rehabilitation of monument corners.

In every case where a corner record of a public land survey corner is required to be filed or recorded under the provisions of this act, the surveyor shall reconstruct or rehabilitate the monument of such corner, and accessories to such corner so that it will be as permanent a monument as is reasonably possible to provide and so that it may be located with facility at any time in the future.

Added by Laws 1978, c. 140, § 6, eff. Oct. 1, 1978.

§65-3-122. Federal government surveys.

All federal government surveys performed by authorized personnel of agencies of the federal government shall be subject to the provisions of this act but shall be exempt from filing fees required in Section 5 of this act.

Added by Laws 1978, c. 140, § 7, eff. Oct. 1, 1978.

§65-3-123. Failure to comply with act.

A surveyor failing to comply with the provisions of this act shall be subject to the revocation or suspension of his certificate of registration, after a hearing by the Board.

Added by Laws 1978, c. 140, § 8, eff. Oct. 1, 1978.

§65-4. Repealed by Laws 1953, p. 319, § 8.

§65-4-101. Authority for establishment.

Counties, cities and towns are hereby authorized and empowered to join in creation, development, operation and maintenance of public libraries to serve multicounty systems, and to appropriate and allocate funds for the support of such systems. Such systems shall provide equitable library services to all persons in the district.

To insure the effective development of library service in all rural and urban areas, the creation and organization of library systems and the district to be served shall be subject to approval by the Oklahoma Department of Libraries Board in accordance with the provisions of Article X, Section 10A of the Oklahoma Constitution. After establishment, library systems shall be subject to accreditation by the Oklahoma Department of Libraries Board.

Parts of an adjacent county may be added to or included in multicounty systems if these additions are determined by agreement of the system board, the petitioning parties, and the Oklahoma Department of Libraries Board to be the most feasible way to provide public library services to such part of a county.

Special levies of any and all taxes authorized to be levied by counties, cities and towns under this and other Oklahoma Statutes as amended and the Oklahoma Constitution as amended are hereby authorized to be levied for support of library systems.

When any multicounty system is established under provisions of this act, existing public libraries in the district may be incorporated into the system under a unified administration by act of local governing bodies or vote of the people as provided in the procedure for establishment. Existing public libraries not incorporated into the system shall have the same relationship to the system as similar public libraries outside the district have to the local system and to other systems.

Added by Laws 1967, c. 45, § 4-101, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 7, eff. July 1, 1992.

§65-4-102. Procedure for establishment and termination.

A library system may be created by resolution or ordinance approved by the boards of county commissioners or by the governing bodies of all cities or towns of two thousand (2,000) or more according to the latest U.S. Census within the proposed district, or by the county seat town if no city or town within a county has a population of at least two thousand (2,000), subject to approval by the Oklahoma Department of Libraries Board. Such resolution and ordinances shall specify the type of system to be created, the district to be served, organization of the governing board of the

system, proposed financing including agreement to call for a vote of the people as necessary for special tax levies, and shall constitute application for approval by the Oklahoma Department of Libraries Board when submitted to the Board.

A library system may be created upon initiative of the county, city and town governing bodies concerned, or upon presentation of petitions to the board of county commissioners of each county signed by not less than ten (10%) percent of of the qualified electors of each county voting in the latest preceding general election. Upon receipt of such petitions, the board of county commissioners of each county shall forthwith call for a countywide vote on the proposed library system.

When approval of the proposed system is granted by the Oklahoma Department of Libraries Board, the county, city and town governing bodies shall proceed with appointment of the system board and financing.

After appointment of the governing board of the library system, it may request demonstration library services by the Oklahoma Department of Libraries before approval of special tax levies and/or may request a grant of funds for interim services before collection of special tax levies by the people of the district.

The boards of county commissioners and the governing bodies of cities and towns involved in creation of a library system, and the governing board of the library system, are authorized to enter into contracts and agreements by and between such governing bodies and with other such library systems, special and school and college libraries, and the Oklahoma Department of Libraries in affecting the purposes of this article and other articles of this Code.

After a system has been created, another county or counties may be added to the system by action of the governing bodies of the applicant counties and cities as provided in the procedure for establishment.

Any library system created under the provisions of this Code may be terminated, or a part thereof may withdraw and resulting special tax levies shall be discontinued only by majority vote of qualified electors voting in an election called by petitions signed by not less than twenty (20%) percent of the qualified electors voting in the latest preceding general election of the county or counties wishing to terminate or withdraw.

This provision for termination of all or a part of a library system shall not prohibit the reorganization of any system, or the transfer of part of a system to another system or the merging of systems, by act of the county, city and town governing bodies with approval of the Oklahoma Department of Libraries Board, provided that such changes do not result in termination of library service in any other area for which such service has been approved.

Added by Laws 1967, c. 45, § 4-102, emerg. eff. April 6, 1967.  
Amended by Laws 1992, c. 322, § 8, eff. July 1, 1992.

§65-4-103. Governing boards - Membership - Tenure - Qualifications - Compensation.

A. The Board of Trustees of a library system containing two or more counties, herein defined as a multicounty library system, shall consist of at least five (5) members. There shall be at least one member from each county appointed by the board of county commissioners. Additional members shall be appointed for each city within the system with a public library located in the city, with these appointments to be made by the governing body of the city. Should the board serving a multicounty unit result in fewer than five members, additional board members shall be appointed on a proportional basis agreed upon by the county governments involved.

B. Any member serving on a system board as of the effective date of this act shall continue to serve until the end of the current term for which they were appointed. Thereafter, appointments shall be made as provided for in subsection A of this section.

C. Initial appointments shall be distributed among one-, two- and three-year terms, with one-third (1/3) of the appointments to be made for one (1) year, one-third (1/3) to be made for two (2) years and one-third (1/3) for three (3) years. Subsequent appointments shall be for three-year terms, except in the case of an appointment to fill a vacancy in the membership of the system board, which appointment shall be for the remainder of the unexpired term of the member where death, resignation or removal has created the vacancy. A partial term of not more than eighteen (18) months served immediately prior to a full three-year term shall not be counted as a full term. No person shall serve more than two full successive terms. Provided that a person who previously served for two (2) successive terms or less may be reappointed if two (2) years has expired since the person's last service on the board. All tenure of initial and future appointees shall expire on June 30 of the designated year. A member of a system board once qualified can thereafter be removed by the appointive authority during his term of office only for misconduct or neglect of duty.

D. Appointments to the system board shall be made on the basis of ability, a sound understanding of the total responsibilities and objectives of public libraries and an active interest in the attainment of these comprehensive goals. Appointive members shall be qualified electors and bona fide residents of the counties from which they are appointed. No member of the system board shall in any way be connected with the business of publishing or selling books, periodicals or other forms of library materials nor with the business of manufacturing or selling library supplies or equipment.



E. All system board members shall serve thereon without compensation except actual and necessary travel expenses as authorized by the State Travel Reimbursement Act. Individual memberships for systems board members in state, regional, and national library associations and expenses incurred in attending conferences of these associations, board meetings and other library and library-related meetings may be paid from library funds upon proper authorization of the board.

Added by Laws 1967, c. 45, § 4-103, emerg. eff. April 6, 1967.

Amended by Laws 1976, c. 45, § 1, emerg. eff. April 9, 1976; Laws 1992, c. 322, § 9, eff. July 1, 1992; Laws 1996, c. 20, § 1, emerg. eff. April 3, 1996; Laws 2013, c. 140, § 1, emerg. eff. April 24, 2013.

§65-4-104. System board of trustees - Officers - Meetings - Quorum.

The system board shall elect a chairman, vice-chairman, and treasurer from the appointed members. The term of the officers shall be one (1) year.

The system board shall meet as often as is required to transact necessary business and all meetings shall be open to the public in compliance with the Oklahoma Open Meetings Act, Section 301 et seq. of Title 25 of the Oklahoma Statutes. It shall adopt rules for the transaction of business and keep a record of its functions and activities, which record shall be a public record.

A majority of the board membership shall constitute a quorum.

Added by Laws 1967, c. 45, § 4-104, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 10, eff. July 1, 1992.

§65-4-105. System board of trustees - Powers and duties.

(a) Every system board created by this Code shall have all powers necessary or convenient for the accomplishment of the purpose and provisions hereof, including, in addition to others granted in this article, the following powers:

(1) To operate and maintain a library system and to adopt such rules and regulations for the operation thereof as may be deemed necessary or expedient.

(2) To purchase, lease, or otherwise acquire land or buildings or portions of buildings for library purposes.

(3) To erect, maintain, and operate public library buildings at one or more places.

(4) To accept transfer of any existing public library or libraries by lease or other conveyance.

(5) To acquire, by purchase or otherwise, books and other personal property customarily used in the operation of public libraries including necessary motor vehicles.

(6) To sell and dispose of personal property acquired by purchase or any other means when by proper resolution the board finds that said property is not needed for library purposes.

(7) To acquire, accept, hold, and convey legal title to interest in real property in the name of the system board. Deeds or other conveyances of said interests in real property shall be executed for and on behalf of the system board by the chairman and shall be attested by the secretary upon proper resolution of the Board.

(8) To accept or decline donations tendered to the library system.

(9) To administer the expenditure of any funds which may become available for library purposes.

(10) To establish a schedule of fees to cover various services rendered and also to contract with other persons, including legal counsel and independent certified public or certified municipal accounting service, within the limits of its appropriations, and to incur necessary expenses. This subsection shall not be construed to preclude the use of the appropriate district attorney or assistant district attorney for legal counsel and the State Auditor and Inspector for auditing services.

(11) To apply, contract for, receive and take advantage of any or all allocations of funds which may be available to the system board for library or library related purposes and services under the laws and regulations of the United States, the State of Oklahoma, or any other state, or any organization, agency, instrumentality or subdivision of these entities or undertake or contract for joint activities or programs with the United States, the State of Oklahoma or any other state, and any organization, agency, instrumentality, or subdivision of these entities pertaining to library or library related purposes or services; and to prepare and submit plans, specifications, reports or applications, to execute any agreements, to employ, fix duties and compensation of personnel, and to administer and direct any programs, plans or projects in connection with any of the foregoing.

(12) To enter into agreements with school districts in any area served by the library upon such terms as may be mutually agreed. The agreement shall prescribe equitable charges for the cost to serve schools which include on-site costs of library collection and library automation and the cost of providing assigned staffing which meets the certification requirements for school library media programs.

(13) To borrow monies on the credit of the Board of Trustees for a term not to exceed one (1) year.

(14) To do all other things necessary or desirable to carry out the purposes and provisions of this Code.

(b) It shall be the duty of the system board to prepare an annual budget which shall be filed on or before June 1 with the boards of county commissioners and the county excise boards, the

State Auditor and Inspector, the Oklahoma Department of Libraries, State Board of Equalization, and with cities and towns which participate in financial support of the system. The system board shall also submit an annual audit of its income and expenditures within ninety (90) days following the close of the fiscal year to the boards of county commissioners, the State Auditor and Inspector, the Oklahoma Department of Libraries and with cities and towns which participate in financial support of the system.

(c) In the case of withdrawal of a county or abolishing of a library system, disposal of the assets, including capital equipment and other property of the library district, shall be made in the most equitable manner possible as determined by the Oklahoma Department of Libraries Board, who shall give consideration to such items as the original source of the property, the amount of funds raised from each county of the system, and the ability of the counties to make further use of such property or equipment for library purposes.

(d) Funds levied and collected pursuant to Article 10, Section 10-A of the Oklahoma Constitution shall be controlled and administered under the direction of the system board.

(e) Other funds contributed from federal, state, county and city governments, and from any other source shall be deposited in the independent library account following such procedures as may be agreed upon by the contributing agency, the system board, and the Oklahoma Department of Libraries Board.

(f) Vouchers shall be drawn by such officers or employees as prescribed by the system board. Each designated officer or employee shall give a faithful performance bond approved by the system board in a sum determined by the board and sufficient in amount to equal the estimated largest sum of money which will be disbursed at any one time. Premiums for such bond may be paid from funds of the library system.

Added by Laws 1967, c. 45, § 4-105, emerg. eff. April 6, 1967.

Amended by Laws 1979, c. 30, § 113, emerg. eff. April 6, 1979; Laws 1992, c. 322, § 11, eff. July 1, 1992; Laws 1994, c. 362, § 1, eff. July 1, 1994.

#### §65-4-106. Personnel.

(a) The system board shall appoint a librarian of the library system on the basis of merit and experience. Such librarian shall be a graduate of a library school accredited by the American Library Association. The librarian shall be the administrative, executive and supervisory officer of the library and secretary to the system board. The librarian shall serve at the discretion of the system board.

(b) The librarian may appoint and remove staff members and other employees.

(c) The system board may establish or participate in employee retirement and health insurance programs either for the exclusive benefit of its staff or jointly and, in conjunction with city, county, state, or other retirement systems, may expend upon authorization of the board funds allocated by the board for such purposes.

Added by Laws 1967, c. 45, § 4-106, emerg. eff. April 6, 1967.

Amended by Laws 1992, c. 322, § 12, eff. July 1, 1992.

#### §65-4-107. Financing.

Library systems are hereby authorized and empowered to receive and allocate funds for establishment, development and maintenance of library facilities and services through special library tax levies as hereinafter provided and other funds, including appropriations from city, town and county general funds, state and federal grants-in-aid, and other public and private funds. All such funds received and appropriated may be used for library services throughout the library district.

(a) The governing boards of cities, towns, counties, and library systems established by vote of the people, as authorized, may submit to a vote of the people special tax levies of any tax or taxes which are or may be authorized for levying in and by cities, towns, counties and library system districts.

(b) The initial financing of any library system established under this act shall be approved by the Oklahoma Department of Libraries Board.

Added by Laws 1967, c. 45, § 4-107, emerg. eff. April 6, 1967.

#### §65-4-107.1. Oklahoma Local Library Capital Revolving Fund.

There is hereby created in the State Treasury a revolving fund for the Oklahoma Department of Libraries to be designated the "Oklahoma Local Library Capital Revolving Fund". The fund shall be a continuing fund not subject to fiscal year limitations and shall consist of monies received by the Oklahoma Department of Libraries from state appropriations, federal funds or from any other appropriate sources. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Oklahoma Department of Libraries for the purpose of providing capital grants to public libraries within the state. Capital grants made pursuant to this section shall not be made to systems within counties with a population of five hundred thousand (500,000) or more. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as provided by law with the Director of the Office of Management and Enterprise Services for approval and payment.

The Oklahoma Department of Libraries shall establish guidelines for the equitable apportionment of monies to public libraries applying for such grants.

Added by Laws 2001, c. 124, § 1, eff. Sept. 1, 2001. Amended by Laws 2012, c. 304, § 529.

§65-4-108. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-4-109. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-4-110. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-4-115. Counties without countywide library services - Appointment of public library board.

Except as otherwise provided in this section, the board of county commissioners, in counties which do not have countywide library services through a rural single county library or as otherwise determined by the Oklahoma Department of Libraries, may appoint a public library board consisting of not less than five nor more than seven members. There shall be at least one member appointed from each of the county commissioner districts. Additional members shall be appointed as follows:

1. One member appointed by the municipal governing board of the county seat; and
2. If the county seat is not the municipality having the largest population, then one member to be appointed by the municipal governing board of the municipality having the largest population. Initial appointments shall be distributed among one-, two- and three-year terms, with two of the appointments to be made for one year, two to be made for two (2) years and three to be made for three (3) years. Subsequent appointments shall be for three-year terms, except in the case of an appointment to fill a vacancy in the membership of the board, which appointment shall be for the remainder of the unexpired term of the member when death, resignation or removal has created the vacancy. No person shall serve more than two (2) successive terms or be appointed for another full term or temporary term until at least two (2) years have elapsed from the end of the second successive term until the beginning of the new term. All tenure of initial and future appointees shall expire on June 30 of the designated year. A member of a board once qualified can thereafter be removed by the appointive authority during his or her term of office only for misconduct or neglect of duty.

Appointments to the board shall be made on the basis of ability, a sound understanding of the total responsibilities and objectives of public libraries and an active interest in the attainment of these comprehensive goals. Appointive members shall be qualified electors and bona fide residents of the county.

All board members shall serve thereon without compensation except actual and necessary travel expenses as authorized by the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. Individual memberships for board members in state, regional, and national library associations and expenses incurred in attending board meetings and other library and library-related meetings may be paid from library funds upon proper authorization of the board.

If a multicounty library system or a rural single county library system is formed on or after July 1, 1992, which includes a county with a public library board and provides countywide service to the county, the public library board appointed pursuant to this section may be terminated. All powers, duties and responsibilities of the public library board may be transferred to the Board of Trustees of the multicounty library system or the rural single county library system.

Added by Laws 1992, c. 321, § 5, eff. July 1, 1992. Amended by Laws 1995, c. 165, § 2, emerg. eff. May 2, 1995.

§65-4-116. Public library boards - Powers and duties.

The county public library board shall have the following powers and duties:

- (a) To operate and maintain a county library system and to promulgate such rules for the operation and maintenance thereof as may be deemed necessary or expedient;
- (b) To employ a director who shall have the authority to employ necessary staff and to terminate the employment of such staff upon approval of the board;
- (c) To purchase, lease, or otherwise acquire land or buildings or portions of buildings for library purposes;
- (d) To erect, maintain, and operate public library buildings at one or more places in the county;
- (e) To accept transfer of any existing public library or libraries by lease or other conveyance;
- (f) To acquire, by purchase or otherwise, books and other personal property customarily used in the operation of public libraries including necessary motor vehicles;
- (g) To sell and dispose of personal property acquired by purchase or other means when by proper resolution the county public library board finds that said property is not needed for library purposes;
- (h) To accept, hold, and convey legal title to interests in real property in the name "County Public Library Board of \_\_\_\_\_ County" which shall be its official name. Deeds or other conveyances of said interests in real property shall be executed for and on behalf of the board by the chairperson and shall be attested by the secretary;
- (i) To accept or in its discretion to decline donations tendered to the county library system;

(j) To apply for funds from the Oklahoma Local Library Support Revolving Fund and provide any information requested by the Oklahoma Department of Libraries in order to qualify and receive such funds;

(k) To administer the expenditure of any funds which become available for library purposes from the Oklahoma Local Library Support Revolving Fund and any other funds granted or donated to the county public library;

(l) To borrow on the credit of the county public library board for a period of time not to exceed one year; and

(m) To do all other things necessary or desirable to carry out the purposes and provisions of this act.

Added by Laws 1992, c. 321, § 6, eff. July 1, 1992.

§65-4-201. Establishment, special levies authorized - Incorporation of existing libraries.

Counties, cities and towns are hereby authorized and empowered to join in creation, development, operation and maintenance of public libraries to serve rural single county library systems, and to appropriate and allocate funds for the support of such systems. The systems shall provide equitable library services to all persons in the county.

After establishment a rural single county library system must be accredited by the Oklahoma Department of Libraries Board.

Special levies of any and all taxes authorized to be levied by counties, cities and towns under Oklahoma Statutes and the Oklahoma Constitution are hereby authorized to be levied for support of rural single county library systems.

When any rural single county library system is established, existing public libraries in the county may be incorporated into the system under a unified administration by act of local governing bodies or vote of the people as provided in the procedure for establishment of the rural single county library systems. Existing public libraries in the county that are not incorporated into the system shall have the same relationship to the system as similar public libraries outside the county have to the local system and to other systems.

Added by Laws 1995, c. 165, § 4, emerg. eff. May 2, 1995.

§65-4-202. Creation by resolution, ordinance or petition - Multicounty library systems - Termination.

A rural single county library system may be created by resolution or ordinance approved by the board of county commissioners or by the governing bodies of all cities or towns of two thousand (2,000) or more according to the most recent federal decennial census within the proposed district, or by the county seat town if no city or town within the county has a population of at least two thousand (2,000), subject to approval by the Oklahoma Department of Libraries Board.

The resolution and ordinances shall specify the type of system to be created, the county to be serviced, organization of the governing board of the system, and proposed financing including agreement to call for a vote of the people as necessary for special tax levies. The resolution shall constitute application for approval by the Oklahoma Department of Libraries Board when submitted to the Board.

Upon approval of the proposed system by the Oklahoma Department of Libraries Board, the county, city and town governing bodies may proceed with appointment of the system board and financing.

The system board may request demonstration library services by the Oklahoma Department of Libraries before approval of special tax levies and may request a grant of funds for interim services before collection of special tax levies by the people of the district.

A rural single county library system may be proposed upon resolution or ordinance of the city and town governing bodies as provided in this section or upon presentation of petitions to the board of county commissioners of the county signed by not less than ten percent (10%) of the qualified electors of each county voting in the last general election requesting a vote on library funding. Upon receipt of such petitions, the board of county commissioners shall call a countywide vote on the proposed system funding. Upon approval of the proposed ad valorem levy in a countywide vote, the board of county commissioners shall submit application for approval of the system to the Oklahoma Department of Libraries Board. The application shall specify the type of system to be created, the county to be served, organization of the governing board of the system including a list of board members and their terms, and the financing arrangement including the record of the vote of the people for special tax levies.

The board of county commissioners and the governing boards of cities and towns involved in creating the system and the governing board of the library system are authorized to enter into contracts and agreements with each other, other library systems, special libraries, school and college libraries, district boards of education, and the Oklahoma Department of Libraries as necessary to effect the purposes of this act.

A rural single county system may be joined with another county or counties to form a multicounty library system upon action of the board of county commissioners. A multicounty system formed between a county having a rural single county system and other counties may be formed only upon compliance with the procedures for establishment of a multicounty library system set forth in the Oklahoma Statutes.

A rural single county library system created under the provisions of this act may be terminated only by majority vote of qualified electors voting in an election called by petitions signed by not less than twenty percent (20%) of the qualified electors voting in the last preceding general election in the county.



Added by Laws 1995, c. 165, § 5, emerg. eff. May 2, 1995.

§65-4-203. Board of trustees - Membership - Terms.

A. The board of trustees of a rural single county library system shall consist of at least five (5) members. One member shall be appointed from each county commissioner district by the board of county commissioners. One member shall be appointed by the governing body of the county seat city or town. A member shall be appointed from the city or town with the largest population that is not the county seat.

B. Initial appointments shall be for one-, two-, and three-year terms. Subsequent appointments shall be for three-year terms, except in the case of an appointment to fill an unexpired term which appointment shall be for the remainder of the unexpired term. No person shall serve more than two full consecutive terms in addition to any partial term served by appointment to fill an unexpired term. A person who previously served for two consecutive terms or less may be reappointed if two (2) years has expired since the last service on the board. All terms shall expire on June 30 of the designated year. A member of a system board can be removed by the appointing authority during the term for which appointed only for misconduct or neglect of duty.

C. Appointments to the system board shall be made on the basis of ability, a sound understanding of the total responsibilities and objectives of public libraries and active interest in the attainment of system goals. Appointive members shall be qualified electors and bona fide residents of the county. No member of the system board shall be in the business of publishing or selling books, periodicals or other forms of library materials or the business of manufacturing or selling library supplies or equipment.

D. All system board members shall serve without compensation except for actual and necessary travel expenses which shall be compensated from library funds upon proper authorization of the board of trustees of the system at the rate provided in the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. Individual memberships for system board members in state, regional, and national library associations and expenses incurred in attending conferences of these associations, board meetings and other library and library-related meetings may be paid from library funds upon proper authorization of the board of trustees of the system.  
Added by Laws 1995, c. 165, § 6, emerg. eff. May 2, 1995.

§65-4-204. System board officers - Quorum.

The system board shall elect a chair, vice-chair, and treasurer for one-year terms from the appointed members. The system board shall meet as often as necessary. The system board shall be subject to the Oklahoma Open Meeting Act, Section 301 et seq. of Title 25 of

the Oklahoma Statutes. The board shall adopt rules for the transaction of business and keep a record of its functions and activities which shall be a public record. A majority of the board membership shall constitute a quorum.

Added by Laws 1995, c. 165, § 7, emerg. eff. May 2, 1995.

§65-4-205. System board of trustees - Powers and duties.

A. Every rural single county library system board shall have all powers necessary or convenient to accomplish its purpose including the following:

1. To operate and maintain a library system and to adopt rules and regulations;
2. To purchase, lease, or otherwise acquire land or buildings for library services;
3. To erect, maintain, and operate public library buildings at one or more places;
4. To accept transfer of any existing public library or libraries by lease or other conveyance;
5. To acquire by purchase or otherwise books and other personal property customarily used in the operation of public libraries including necessary motor vehicles;
6. To sell and dispose of personal property acquired by purchase or any other means when by proper resolution the board finds that said property is not needed for library purposes;
7. To acquire, accept, hold, and convey legal title to interest in real property in the name of the system board; deeds or other conveyances of said interests in real property shall be executed for and on behalf of the system board by the chair and shall be attested by the secretary upon proper resolution of the board;
8. To accept or decline donations tendered to the library system;
9. To administer the expenditures of any funds which may become available for library purposes;
10. To establish a schedule of fees to cover various services rendered;
11. To contract for professional services, including legal counsel and independent certified public or certified municipal accounting services, within the limits of the board's appropriations; provided this paragraph shall not be construed to preclude the use of the appropriate district attorney for legal counsel and the State Auditor and Inspector for auditing services;
12. To apply, contract for, and receive any allocations of funds which may be available to the system board for library and library-related purposes and services under the laws and regulations of the United States, the State of Oklahoma, or any other state, organization, agency, instrumentality or subdivision of these entities, and to undertake or contract for joint activities or

programs with the United States, the State of Oklahoma or any other state, organization, agency, instrumentality, or subdivision of these entities pertaining to library or library-related purposes or services; and to prepare and submit plans, specifications, reports or applications, to execute any agreements, to employ, fix duties and compensation of personnel and to administer and direct any programs, plans or projects in connection with any of the activities described in this paragraph;

13. To enter into agreements with school districts in any area served by the library system upon such terms as may be mutually agreed. The agreement shall prescribe equitable charges for the cost to serve schools which include on-site costs of library collection and library automation and the cost of providing assigned staffing which meets the certification requirements for school library media programs;

14. To borrow money on the credit of the system board of trustees for a term not to exceed one (1) year;

15. To do all other things necessary or desirable to carry out the purposes and provisions of this act; and

16. When available, have access to a statewide library telecommunications network.

B. The system board shall prepare an annual budget which shall be filed on or before June 1 with the board of county commissioners, the county excise board, the State Auditor and Inspector, the Oklahoma Department of Libraries, the State Board of Equalization, and cities and towns that participate in financial support of the system. The system board shall submit an annual audit of its income and expenditures within ninety (90) days following the close of the fiscal year to the board of county commissioners, the county excise board, the State Auditor and Inspector, the Oklahoma Department of Libraries, the State Board of Equalization, and cities and towns that participate in financial support of the system.

C. If a rural single county library system is abolished, the assets shall be disposed of by the board of county commissioners with the approval of the Oklahoma Department of Libraries Board.

D. Funds levied and collected pursuant to Section 10A of Article X of the Oklahoma Constitution for the purpose of creating and maintaining a rural single county library system shall be controlled and administered by the system board.

E. Funds from federal, state, county and city governments and from other sources shall be deposited in a separate library account following procedures as may be agreed upon by the contributing agency, the system board, and the Oklahoma Department of Libraries Board.

F. Vouchers may be drawn by officers or employees as prescribed by the system board. Each officer or employee allowed to draw vouchers shall give a faithful performance bond approved by the

system board in an amount determined by the board equal to the estimated largest single disbursement to be made by the officer or employee. Premiums for such bond may be paid from funds of the library system.

Added by Laws 1995, c. 165, § 8, emerg. eff. May 2, 1995.

§65-4-206. Librarian - Qualifications - Powers.

A. The rural single county library system board shall appoint a librarian of the library system on the basis of merit and experience. In counties with a population of twenty thousand (20,000) or more, the librarian shall be a graduate of a library school accredited by the American Library Association. In counties with a population of less than twenty thousand (20,000), during the first two (2) years after formation of a system the board may appoint a librarian who is not a graduate of a library school accredited by the American Library Association; provided, within five (5) years of formation of the system the librarian must graduate from a library school accredited by the American Library Association in order to continue as librarian. Subsequent librarians appointed in counties with a population of less than twenty thousand (20,000) must be graduates at the time of appointment of a library school accredited by the American Library Association.

B. The librarian shall be the administrative, executive and supervisory officer of the library and secretary to the system board. The librarian shall serve at the discretion of the system board.

C. The librarian may appoint and remove staff members and other employees.

D. The librarian and other employees of the system board may participate in employee retirement and health insurance programs offered by the county for county employees or the state for state employees. The costs of employee participation in the county or state programs shall be paid by the system board from library funds.  
Added by Laws 1995, c. 165, § 9, emerg. eff. May 2, 1995.

§65-5. Repealed by Laws 1953, p. 319, § 8.

§65-5-101. Interlocal agreements.

In addition to the powers authorized by Chapter 189, Oklahoma Session Laws 1965, Sections 1-9, providing for interlocal cooperation among governmental agencies, libraries covered by this Code shall have the power to contract with private agencies under the same terms and conditions as stated in that act.

Added by Laws 1967, c. 45, § 5-101, emerg. eff. April 6, 1967.

§65-6. Repealed by Laws 1953, p. 319, § 8.

§65-6-101. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-102. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-103. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-104. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-105. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-106. Repealed by Laws 1995, c. 246, § 9, eff. Nov. 1, 1995.

§65-6-107. Repealed by Laws 1980, c. 68, § 1, emerg. eff. April 10, 1980.

§65-7. Repealed by Laws 1953, p. 319, § 8.

§65-7.1. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-7.2. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-7.3. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-7.4. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-7.5. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-7.6. Repealed by Laws 1965, c. 129, § 6.

§65-7-101. Liberal interpretation.  
The provisions of this Code shall be liberally construed to effect the purpose and object hereof.  
Added by Laws 1967, c. 45, § 7-101, emerg. eff. April 6, 1967.

§65-7-102. Effect of headings.  
Article and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any article or section hereof.  
Added by Laws 1967, c. 45, § 7-102, emerg. eff. April 6, 1967.

§65-7-103. Repealed by Laws 1989, c. 154, § 2, operative July 1, 1989.

§65-7-104. Repealed by Laws 1980, c. 68, § 1, emerg. eff. April 10, 1980.

§65-7-105. Repealed by Laws 1980, c. 68, § 1, emerg. eff. April 10, 1980.

§65-7-106. Repealed by Laws 1980, c. 68, § 1, emerg. eff. April 10, 1980.

§65-8. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-8.1. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-8.2. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-22. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-23. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-24. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-25. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-26. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-27. Repealed by Laws 1941, p. 462, § 3.

§65-28. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-29. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-30. Repealed by Laws 1965, c. 129, § 6.

§65-31. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-32. Repealed by Laws 1941, p. 462, § 1.

§65-33. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-35. Repealed by Laws 1965, c. 129, § 6.

§65-36. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-37. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-38. Repealed by Laws 1965, c. 129, § 6.

§65-39. Repealed by Laws 1965, c. 129, § 6.

§65-40. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-41. Extension or operation of library services - Grants -  
Purchase of personal property.

In the administration of any state plan for the extension or operation of library services of any type, or of any allied or related services, the State Librarian and Archivist may, from funds available for the carrying out of said plan, make grants under such condition as he considers appropriate and may purchase personal property to be used in the operation of the plan. He may either loan or transfer the title of such personal property to the libraries or other agencies participating in the plan, under such conditions as he may deem appropriate, including but not limited to conditions as to use, maintenance, repair, replacement, insurance, continuation of the program established by the plan, and the return of such personal property.

Added by Laws 1963, c. 285, § 1, emerg. eff. June 18, 1963.

§65-42. Authorization to receive any available assistance.

The State Librarian and Archivist is authorized to apply for and receive and to take full advantage of any and all assistance, research, information, surveys, investigations, grants, allotments or allocations of funds which may be available to the State of Oklahoma, or The Oklahoma State Library, for library purposes, and library services of any type, or related or allied purposes and services, under the laws and regulations of the United States, any state, and any organization, or any agency, instrumentality or subdivision of these entities; and to cooperate or undertake joint activities or programs with the United States, any other state, and any organization, or any agency, instrumentality or subdivision of these entities, or with any agency, instrumentality or subdivision of this state, pertaining to library purposes, library services of any type, or related or allied purposes and services; and to prepare and submit any plans, specifications, reports or applications, to execute any agreements, to employ, fix the duties and compensation of personnel, and to administer and direct any programs, plans or projects in connection with any of the foregoing.

Added by Laws 1963, c. 285, § 2, emerg. eff. June 18, 1963.

§65-43. Provisions cumulative.

The provisions of this act are cumulative to existing laws.

Added by Laws 1963, c. 285, § 3, emerg. eff. June 18, 1963.

§65-46. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-47. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-48. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-49. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-50. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-51. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-52. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-53. Repealed by Laws 1965, c. 41, § 2.

§65-55. Automated data processing and information center.

In order to expedite the management and organization of the vast and increasing resources of knowledge, to make it quickly available to our citizens, and to aid the functions of government, it shall be the policy of the state to foster the establishment and maintenance of a State Library Automated Data Processing and Information Center. Added by Laws 1965, c. 253, § 1, emerg. eff. June 21, 1965.

§65-56. Subjects included in system.

A. The Oklahoma Department of Libraries is hereby authorized and directed to establish at the earliest possible date an automated data processing and information retrieval system and a statewide information network. The automated data processing and information retrieval system shall be a part of and may utilize the equipment and services of the Oklahoma Government Telecommunications Network (OGTN) created in Section 1 of this act, when available.

B. The automated data processing and information retrieval system shall include the following elements and operations as rapidly as circumstances permit:

1. Legislative reference and research, including current legislative data;

2. Data base of the holdings of Oklahoma libraries;

3. Statistical information and reports of state institutions;

4. Rules and regulations of state agencies;

5. Laws of the state;

6. Public documents of Oklahoma, the United States and other governments;

7. Opinions of the Attorney General;

8. General reference and research;

9. Oklahoma information center;

10. Legal reference and research;

11. Archives and records of the state;

12. Printed catalog of Oklahoma State Library Collections; and

13. Any other operation considered desirable, necessary or feasible.

Added by Laws 1965, c. 253, § 2, emerg. eff. June 21, 1965. Amended by Laws 1992, c. 268, § 9, eff. Sept. 1, 1992.



§65-57. Powers and duties of Librarian.

The State Librarian is authorized to apply for and receive and to take advantage of any and all assistance, information, research, investigations, surveys, grants, appropriations, or allocations of funds made available for this or any related or allocated purposes from any source; to cooperate or undertake joint activities or programs with any organization or government, including their agencies or subdivisions, pertaining to the purposes of this act; to prepare and submit plans, reports, applications, specifications to appropriate agencies or bodies, to execute any agreements, to employ and fix the compensation and duties of personnel, and to administer and direct any programs, plans or projects in connection with any of the foregoing.

Added by Laws 1965, c. 253, § 3, emerg. eff. June 21, 1965.

§65-58. Provisions cumulative.

The provisions of this act are cumulative to existing laws.

Added by Laws 1965, c. 253, § 4, emerg. eff. June 21, 1965.

§65-61. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-62. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-63. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-64. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-65. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-66. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-67. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-68. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-69. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-70. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-71. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-72. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-73. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-74. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-75. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-76. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-77. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-78. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-79. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-80. Repealed by Laws 1977, c. 256, § 1-106, eff. July 1, 1978.

§65-81. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-82. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-83. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-91. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-92. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-93. Repealed by Laws 1961, p. 492, § 1.

§65-141. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-142. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-143. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-144. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-145. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-146. Repealed by Laws 1967, c. 45, § 7-104, eff. April 6, 1967.

§65-147. Repealed by Laws 1961, p. 492, § 1.

§65-151. Short title.

This act shall be known and may be cited as the City-County Library Act.

Added by Laws 1961, p. 492, § 1, emerg. eff. April 13, 1961. Amended by Laws 1992, c. 322, § 13, eff. July 1, 1992.

§65-152. Policy and purpose.

The purpose of this act is to foster and promote the establishment, maintenance and operation of city-county library systems in order to give all of the citizens of the counties affected hereby equal access to comprehensive library collections. It is the policy of the state to encourage the formation of such cooperative library systems to the end of avoiding unnecessary duplication in the maintenance and operation of public libraries and to stimulate the use of books and other library materials.

In order to make adequate library services available to the residents of the more densely populated counties of this state, to provide for the most efficient development of library facilities within such counties and to provide for each of such counties a city-county library system, there is hereby created in each of such counties which avails itself of the provisions of this act a city-county library commission, with the powers and duties set out in this act.

Added by Laws 1961, p. 492, § 2, emerg. eff. April 13, 1961.

#### §65-153. Application.

Any county of the state is hereby authorized to avail itself of the provisions of this act and to combine its funds with the funds of a city to be expended for the purposes herein set forth. The board of county commissioners of any such county in this state is hereby authorized to contract with the governing body of a city, as herein provided, for the establishment of a city-county library system.

Added by Laws 1961, p. 492, § 3, emerg. eff. April 13, 1961. Amended by Laws 1992, c. 322, § 14, eff. July 1, 1992.

#### §65-154. Library commission - Appointment - Tenure - Vacancies - Compensation.

The city-county library commission shall consist of eleven (11) members. Six of the members shall be appointed by the mayor of the city subject to approval of the governing body thereof. Three of the members shall be appointed by the board of county commissioners. The mayor of the city and the chairman of the board of county commissioners shall be ex officio members of the commission and shall be entitled to vote on all matters. The chairman of the board of county commissioners may designate another county commissioner to serve in place of the chairman on the commission. The county commissioner designated by the chairman shall have the same voting rights as the chairman of the board of county commissioners. The initial appointments by the city shall designate two members to serve a term of three (3) years, two members to serve a term of two (2) years, and two members to serve a term of one (1) year. The initial appointments by the county shall designate one member to serve a term of three (3) years, one member to serve a term of two (2) years, and one member to serve a term of one (1) year. Provided, that the terms

of such initial appointees and the terms of all future appointees of both the city and county shall expire on July 31 of that year in which they expire, regardless of the calendar date when such appointments are made. Subsequent appointments of either the city or the county shall be for three-year terms, except in the case of an appointment to fill a vacancy in the membership of the commission, which latter appointment shall be for the balance of the unexpired term of the member whose death, resignation, or removal has created the vacancy. A member of such commission once qualified can thereafter be removed during his term of office only for misconduct or neglect of duty and, if he requests a hearing before the governing body by which he was appointed, after such hearing has been held. All members of the commission shall serve thereon without compensation. Expenses which are incurred by members pursuant to prior specific authorization by the board of county commissioners and the governing body of the city shall be reimbursed, provided that expenses incurred for transportation, meals, and lodging shall be reimbursed only if incurred in connection with authorized travel outside the county.

Added by Laws 1961, p. 492, § 4, emerg. eff. April 13, 1961. Amended by Laws 2012, c. 17, § 1, eff. Nov. 1, 2012.

§65-155. Officers - Meetings - Quorums - Contracts.

The commission shall elect its chairman from the appointed members and fill such other offices as its bylaws may establish. The term of the chairman shall be one (1) year. The commission shall hold at least one meeting each month and all meetings shall be open to the public. It shall adopt rules for the transaction of business and keep a record of its functions and activities, which record shall be a public record. Six commissioners shall constitute a quorum for the purpose of conducting business and exercising the powers of the commission. The commission may establish a schedule of fees to cover various services rendered and may also contract with other persons and agencies for such services as it may require, including private legal counsel and private auditing service, within the limits of its appropriations, and may incur necessary expenses. The commission may contract for, receive, and utilize any grants or other financial assistance from the United States or from any other source, public or private, in furtherance of its functions; may incur necessary expenses in obtaining said grants and/or financial assistance, within the limits of its appropriations; and shall receive and disburse such grants and/or other financial assistance in such manner as herein provided.

Added by Laws 1961, p. 493, § 5, emerg. eff. April 13, 1961. Amended by Laws 1993, c. 335, § 1, eff. July 1, 1993.

§65-156. Librarian - Qualifications - Staff - Other employees.

The commission shall appoint a librarian of the city-county library system on the basis of merit and experience. Such librarian shall be a graduate of a library school accredited by the American Library Association. The librarian shall serve at the discretion of the commission. The librarian may appoint and remove staff members and other employees, subject to the approval of the commission. Added by Laws 1961, p. 493, § 6, emerg. eff. April 13, 1961. Amended by Laws 1992, c. 322, § 15, eff. July 1, 1992.

§65-157. Budget - Contributions - Expenditures.

It shall be the duty of the commission to prepare an annual budget.

Each county and city establishing a city-county library system, as herein provided, at the beginning of each fiscal year or as soon thereafter as may be practicable, shall agree upon the necessary contributions to be made by each for the establishment, operation and maintenance of the city-county library system, appropriate such funds as may be agreed upon, and combine said funds with funds from any other source. Periodically, as may be agreed upon, the city and county shall contribute their appropriated funds to a common fund upon claims therefor being filed by the commission with the governing body of the city and with the board of county commissioners. The contributions shall be made by warrants, issued by the appropriate officers and made payable to the city treasurer or county treasurer, as may be agreed upon by the city and county. Said common fund shall be maintained as a depository account with either the city treasurer or county treasurer, as may be agreed upon, and shall be disbursed upon vouchers drawn by such officer or employee of the commission as may be agreed upon by the city and county. Said vouchers shall be issued only in payment of claims which have been executed in the manner prescribed by law for claims against the county or the city and before delivery to the payee, shall be registered with the city treasurer or county treasurer, as the case may be.

The officer or employee of the commission designated by the city and county to draw vouchers in payment of such claims shall be bonded in an amount as may be required by the city and county, but not less than Twenty Thousand Dollars (\$20,000.00). The designated officer or employee shall be governed by the same statutory provisions relating to depository accounts as apply to county officials generally. Nothing contained herein shall be construed as exempting from the application of the general statutes relating to appropriations the funds contributed by the city and county to this common fund.

Income of the city-county library system from fines, fees, sales of personal property, and other miscellaneous sources, excluding income from sales of real property, shall not be considered general revenue of either the city or the county. It shall be deposited promptly with the city treasurer or the county treasurer, as the case

may be, and shall be credited directly to the depository account of the commission without appropriation. Income from this source shall constitute a revolving fund which shall not be subject to fiscal limitations and which may be expended by the commission for the replacement or repair of books and other personal property other than motor vehicles.

In the event funds are made available for library purposes in the county, pursuant to the provisions of Section 10A of Article X of the Oklahoma Constitution, all or any part of the cost of establishing, maintaining and operating the city-county library system as set forth in the powers granted to the commission in Section 158 of this title, and otherwise, may be paid with such funds, and the city-county library commission is authorized hereby to administer the expenditure of such funds in the same manner as herein provided for expenditure of funds appropriated from general revenue for library purposes. Added by Laws 1961, p. 493, § 7, emerg. eff. April 13, 1961. Amended by Laws 1992, c. 322, § 16, eff. July 1, 1992; Laws 1993, c. 335, § 2, eff. July 1, 1993.

§65-158. Library commission - General powers and duties.

Every city-county library commission created by this act shall have all the powers necessary or convenient for the accomplishment of the purpose and provisions hereof, including in addition to others herein granted, the following powers:

(a) To establish a city-county library system and to adopt such rules and regulations for the operation thereof as may be deemed necessary or expedient.

(b) To purchase, lease, or otherwise acquire land or buildings or portions of buildings for library purposes.

(c) To erect, maintain, and operate public library buildings at one or more places in the county.

(d) To accept transfer of any existing public library or libraries by lease or other conveyance.

(e) To acquire by purchase or otherwise books and other personal property customarily used in the operation of public libraries, including necessary motor vehicles.

(f) To sell and dispose of personal property acquired by purchase or other means when by proper resolution the commission finds that said property is not needed for library purposes.

(g) To accept, hold, and convey legal title to interests in real property in the name "City-County Library Commission of \_\_\_\_\_ County" which shall be its official name. Deeds or other conveyances of said interests in real property shall be executed for and on behalf of the commission by the chairman and shall be attested by the secretary, only after authorization by resolution of the governing body of the city and the board of county commissioners.

(h) To accept, or in its discretion to decline donations tendered to the city-county library system.

(i) To administer the expenditure of any funds which may become available for library purposes pursuant to the provisions of Section 10A, Article X of the Constitution of the State of Oklahoma.

(j) To enter into agreements with school districts in any area served by the library upon such terms as may be mutually agreed. The agreement shall prescribe equitable charges for the cost to serve schools which include on-site costs of library collection and library automation and the cost of providing assigned staffing which meets the certification requirements for school library media programs. Added by Laws 1961, p. 494, § 8, emerg. eff. April 13, 1961. Amended by Laws 1993, c. 335, § 3, eff. July 1, 1993; Laws 1994, c. 362, § 3, eff. July 1, 1994.

§65-158.1. Limitations on library commissions in counties of less than 200,000 population.

In exercising its powers and fulfilling its duties, a commission for a city-county library in a county having a population of less than two hundred thousand (200,000) shall be subject to the following limitations in addition to other limitations specifically provided by statute:

1. The commission's exercise of the powers granted pursuant to Section 158 of this title shall be subject to approval by the governing body of the city and the board of county commissioners;

2. The commission shall submit its fee schedules, contracts, expenses and annual budget for approval of the governing body of the city and the board of county commissioners;

3. The commission may contract for, receive, utilize and disburse any grants or other financial assistance from the United States or from any other source only in such manner as may be agreed upon by the governing body of the city and the board of county commissioners;

4. Vouchers to pay claims authorized by the commission may be issued only after the claims have been approved by the governing body of the city and the board of county commissioners; and

5. The commission may execute deeds or other conveyances of interests in real property only after authorization by resolutions of the governing body of the city and the board of county commissioners. Added by Laws 1993, c. 335, § 4, eff. July 1, 1993

§65-159. Other libraries - Contracts.

The governing body of any other city or town in any county is authorized to contract with the city-county library commission, subject to the approval of the governing body of the city and the board of county commissioners, to bring such other city or town into the city-county library system, upon such terms as may be mutually

agreed upon, and for that purpose may lease to the city-county library commission any library facilities or property which such other city or town may own, may include in its annual budget appropriations for participation in the city-county library system, and shall pay over to the city-county library system funds so appropriated.

Added by Laws 1961, p. 495, § 9, emerg. eff. April 13, 1961. Amended by Laws 1992, c. 322, § 17, eff. July 1, 1992.

§65-160. Employee retirement.

If, pursuant to the provisions of Chapter 37 of Title 11 of the Oklahoma Statutes or of any statute supplemental thereto or of any charter provision of the city, a retirement system is established for the employees of the city, the employees of the city-county library system may be included in that retirement system on the same basis applicable to employees of the city, if the commission so recommends and the board of county commissioners and the governing body of the city approve. Nothing otherwise provided by law shall operate to prohibit the appropriation of county funds for the payment of the county's pro rata share of the contribution to be made to the retirement fund on behalf of the employees of the city-county library system. In the event funds become available for library purposes pursuant to the provisions of Section 10A of Article X of the Oklahoma Constitution, the entire contribution on behalf of the employees of the city-county library system may be paid from such funds.

Added by Laws 1961, p. 495, § 10, emerg. eff. April 13, 1961.

§65-161. Act cumulative.

This act is intended to be cumulative and in addition to any other law heretofore passed on libraries and shall not repeal any law on this subject.

Added by Laws 1961, p. 495, § 11, emerg. eff. April 13, 1961.

§65-181. Repealed by Laws 1992, c. 322, § 21, eff. July 1, 1992.

§65-182. Insurance - Public governmental function.

Any library or libraries owned or operated by the state or any multicounty or district, city-county or joint city-county, county, city, town, or other public library or libraries, may purchase insurance from the funds of such libraries or entities for protection against loss, loss of use, destruction, theft, damages, or other casualties to the property belonging to or used by said libraries or library entities. The ownership and operation of such libraries is hereby declared to be a public governmental function.

Added by Laws 1961, p. 496, § 1, emerg. eff. Aug. 7, 1961.



§65-183. Act construed.

Nothing in this act shall affect, limit, modify, restrict, or supplant the provisions of House Bill 839, Twenty-eighth Legislature. Added by Laws 1961, p. 496, § 2, emerg. eff. Aug. 7, 1961.

§65-184. Workers' compensation insurance for library employees.

From and after the effective date of this act, it shall be lawful to purchase Workers' Compensation Insurance for all employees of city-county, joint city-county, cooperative county, and all other employees of public libraries authorized to be created under the Constitution and laws of Oklahoma.

Added by Laws 1965, c. 130, § 1, emerg. eff. May 24, 1965.

§65-185. Cost of premiums.

The cost of premiums of such Workers' Compensation Insurance shall be lawful expenditures, and shall be set up and estimated for budgetary purposes as are other governmental expenses.

Added by Laws 1965, c. 130, § 2, emerg. eff. May 24, 1965.

§65-501. Repealed by Laws 1973, c. 196, §1.

§65-502. Repealed by Laws 1973, c. 196, §1.

§65-503. Repealed by Laws 1973, c. 196, §1.

§65-504. Repealed by Laws 1973, c. 196, §1.

§65-505. Repealed by Laws 1973, c. 196, §1.

§65-506. Repealed by Laws 1973, c. 196, §1.

§65-507. Repealed by Laws 1973, c. 196, §1.

§65-508. Repealed by Laws 1973, c. 196, §1.

§65-509. Repealed by Laws 1973, c. 196, §1.

§65-510. Repealed by Laws 1973, c. 196, §1.

§65-551. Short title.

This act shall be known and may be cited as the "Metropolitan Library Act".

Added by Laws 1965, c. 192, § 1, emerg. eff. June 8, 1965.

§65-552. Applicability.

This act shall apply to any joint city-county public libraries established and maintained under the provisions of Article X, Section

10A of the Oklahoma Constitution in any county having a population of one hundred thousand (100,000) or more according to the latest Federal Decennial Census, provided, that in counties with more than one hundred thousand (100,000) population, and having a metropolitan library system, such library may elect to come under the provisions of this act upon a majority vote of the city-county library commission.

Added by Laws 1965, c. 192, § 2, emerg. eff. June 8, 1965. Amended by Laws 1971, c. 77, § 1, emerg. eff. April 16, 1971; Laws 1992, c. 322, § 18, eff. July 1, 1992.

§65-553. Purpose - Commission created.

The purpose of this act is to foster and promote the establishment, maintenance and operation of city-county library systems in order to give all of the citizens of the counties affected hereby equal access to comprehensive library collections. It is the policy of the state to encourage the formation of such cooperative library systems to the end of avoiding unnecessary duplication in the maintenance and operation of public libraries and to stimulate the use of books and other library materials.

In order to make adequate library services available to the residents of the more densely populated counties of this state, to provide for the most efficient development of library facilities within such counties and to provide for each of such counties a city-county library system, there is hereby created in each of such counties which avails itself of the provisions of this act a metropolitan library commission, with the powers and duties set out in this act.

Added by Laws 1965, c. 192, § 3, emerg. eff. June 8, 1965.

§65-554. Membership - Tenure.

A. The metropolitan library commission for any county with a population of less than six hundred thousand (600,000) as determined by the latest Federal Decennial Census shall consist of eleven (11) members. Six of the members shall be appointed by the mayor of the county seat city, subject to approval of the governing body of that city. Three of the members shall be appointed by the board of county commissioners. The mayor of the county seat city and the chairman of the board of county commissioners shall be ex officio members of the commission and shall be entitled to vote on all matters. The initial appointments by the city shall designate two members to serve a term of three (3) years, two members to serve a term of two (2) years, and two members to serve a term of one (1) year. The initial appointments by the county shall designate one member to serve a term of three (3) years, one member to serve a term of two (2) years, and one member to serve a term of one (1) year. The terms of such initial appointees and the terms of all future appointees of both the

city and county shall expire July 31 of the year the term expires, regardless of the calendar date when the appointments are made. Subsequent appointments of either the city or the county shall be for three-year terms, except in the case of an appointment to fill a vacancy in the membership of the commission, which latter appointment shall be for the balance of the unexpired term of the member whose death, resignation, or removal has created the vacancy. A member of this commission, once qualified, can be removed during the term of office only for misconduct or neglect of duty and, if the member requests a hearing before the governing body which appointed the member, after a hearing has been held. All members of the commission shall serve without compensation and shall serve until their successors are appointed and confirmed. The librarian provided for in Section 556 of this title shall be the secretary of the metropolitan library commission and shall be a nonvoting member of the commission.

B. 1. Beginning July 31, 2007, the metropolitan library commission for any county with a population of six hundred thousand (600,000) or more as determined by the latest Federal Decennial Census shall consist of the following members:

- a. thirteen members who shall be appointed by the mayor of the county seat city, subject to the approval of the governing body of that city,
- b. one member who shall be appointed by the board of county commissioners to serve as an at-large member of the commission representing citizens living in areas of the county not otherwise represented by an appointee,
- c. one member from each municipality in the county which has a library or library extension located within the boundaries of the municipality and which is a part of the metropolitan library system, who shall be appointed by the mayor of each municipality respectively, subject to the approval of the governing body of each municipality,
- d. the mayor of the county seat city, who shall be an ex officio member, and
- e. the chair of the board of county commissioners, who shall be an ex officio member.

2. Any member serving on a commission subject to the provisions of this subsection on the effective date of this act may at the discretion of the appointing authority continue to serve until expiration of the term.

3. For any commission created pursuant to this subsection, the mayor of the county seat city and the chairman of the board of county commissioners shall be ex officio members of the commission and shall be entitled to vote on all matters.

4. For any commission created pursuant to this subsection, the terms of the initial appointees of the county seat city shall be staggered so that the terms of all the members do not expire in the same year. The terms of all appointees to the commission shall expire July 31 of the year the term expires, regardless of the calendar date the appointments are made. All appointments to the commission shall be for three-year terms, except in the case of an appointment to fill a vacancy in the membership of the commission, which shall be for the balance of the unexpired term. Once qualified, a member of the commission may be removed from office only for misconduct or neglect of duty. If the member requests a hearing before the governing body which appointed the member, removal shall be effective only after a hearing has been held. All members of the commission shall serve without compensation and shall serve until a successor is appointed and confirmed. The librarian provided for in Section 556 of this title shall be the secretary of the commission and shall be a nonvoting member of the commission. Added by Laws 1965, c. 192, § 4, emerg. eff. June 8, 1965. Amended by Laws 1982, c. 66, § 1, operative July 1, 1982; Laws 1992, c. 322, § 19, eff. July 1, 1992; Laws 2007, c. 65, § 1, eff. July 31, 2007.

§65-555. Officers - Meetings - Quorum - Contracts.

The commission shall elect its chairman from the appointed members and fill such other offices as its bylaws may establish. The commission shall hold at least one meeting each month and all meetings shall be open to the public. It shall adopt rules for the transaction of business and keep a record of its functions and activities, which record shall be a public record. For the purpose of conducting business and exercising the powers of the commission, a majority of the membership shall constitute a quorum. The commission may establish a schedule of fees to cover various services rendered and may also contract with other persons, agencies and any governmental unit for such services as it may require, including private legal counsel and private auditing service, within the limits of its appropriations, and may incur necessary expenses. The commission may contract for, receive, and utilize any grants or other financial assistance from the United States or from any other source, public or private, in furtherance of its functions; may incur necessary expenses in obtaining said grants or financial assistance, within the limits of its appropriations; and shall receive and disburse such grants or other financial assistance. Added by Laws 1965, c. 192, § 5, emerg. eff. June 8, 1965. Amended by Laws 1982, c. 66, § 2, operative July 1, 1982; Laws 1992, c. 322, § 20, eff. July 1, 1992.

§65-556. Librarian.

The commission shall appoint a librarian of the metropolitan library system on the basis of merit and experience. Such librarian shall be a graduate of a library school accredited by the American Library Association. The librarian shall serve at the discretion of the commission. The librarian may appoint and remove staff members and other employees, subject to the approval of the commission. Added by Laws 1965, c. 192, § 6, emerg. eff. June 8, 1965.

§65-557. Annual budget and audit - Contributions - Allocation of income.

It shall be the duty of the commission to prepare an annual budget which shall be subject to the general review of the governing body of the city and the board of county commissioners. The metropolitan library commission shall submit an annual audit of its expenditures and income to the board of county commissioners and the governing board of the city. This audit shall be prepared by an independent accountant.

Each county and city establishing a city-county library system, as herein provided, at the beginning of each fiscal year or as soon thereafter as may be practicable, shall agree upon the necessary contributions to be made by each for the establishment, operation and maintenance of the city-county library system, appropriate such funds as may be agreed upon and combine said funds with funds from any source. Periodically, as may be agreed upon, the city and county shall contribute their appropriated funds to a common fund upon claims therefor being filed by the commission with the governing body of the city and with the board of county commissioners. After approval of the claims, the contributions shall be made by warrants issued by the appropriate officers and made payable to the city treasurer or county treasurer, as may be agreed upon by the city and county. Said common fund shall be maintained as a depository account. Vouchers shall be drawn by such officer or employee as prescribed by the metropolitan library commission.

The officer or employee of the commission designated shall be bonded in an amount not less than Twenty Thousand Dollars (\$20,000.00) the premiums for which shall be payable from the operating funds of the metropolitan library. The designated officer or employee shall be governed by the same statutory provisions relating to depository accounts as apply to county officials generally. Nothing contained herein shall be construed as exempting from the application of the general statutes relating to appropriations the funds contributed by the city and county to the common fund.

Income of the city-county library system from fines, fees, sales of personal property, and other miscellaneous sources, excluding income from sales of real property, shall not be considered general revenue of either the city or the county. It shall be deposited

promptly directly to the depository account of the metropolitan library. Income from this source shall constitute a revolving fund which shall not be subject to fiscal limitations and which may be expended by the commission.

In the event funds are made available for library purposes in the county, pursuant to the provisions of Article X, Section 10A of the Oklahoma Constitution, all or any part of the cost of establishing, maintaining and operating the city-county library system as set forth in the powers granted to the commission in the succeeding section, and otherwise, may be paid with such funds, and the metropolitan library commission is authorized hereby to administer the expenditure of such funds.

Added by Laws 1965, c. 192, § 7, emerg. eff. June 8, 1965.

§65-558. Powers of commission.

Every metropolitan library commission created by this act shall have all powers necessary or convenient for the accomplishment of the purpose and provisions hereof, including, in addition to others herein granted, the following powers:

(a) To operate and maintain a city-county library system and to adopt such rules and regulations for the operation thereof as may be deemed necessary or expedient.

(b) To purchase, lease, or otherwise acquire land or buildings or portions of buildings for library purposes.

(c) To erect, maintain, and operate public library buildings at one or more places in the county.

(d) To accept transfer of any existing public library or libraries by lease or other conveyance.

(e) To acquire, by purchase or otherwise, books and other personal property customarily used in the operation of public libraries including necessary motor vehicles.

(f) To sell and dispose of personal property acquired by purchase or other means when by proper resolution the commission finds that said property is not needed for library purposes.

(g) To accept, hold, and convey legal title to interests in real property in the name "Metropolitan Library Commission of \_\_\_\_\_ County" which shall be its official name. Deeds or other conveyances of said interests in real property shall be executed for and on behalf of the commission by the chairman and shall be attested by the secretary.

(h) To accept, or in its discretion to decline, donations tendered to the city-county library system.

(i) To administer the expenditure of any funds which may become available for library purposes pursuant to the provisions of Article X, Section 10A of the Constitution of the State of Oklahoma.

(j) To borrow on the credit of the commission for a period of time not to exceed one (1) year.

(k) To do all other things necessary or desirable to carry out the purposes and provisions of this act.

Added by Laws 1965, c. 192, § 8, emerg. eff. June 8, 1965.

§65-559. Bringing other cities and towns into system.

The governing body of any other city or town in any county is authorized to contract with the metropolitan library commission, to bring such other city or town into the city-county library system, upon such terms as may be mutually agreed upon, and for that purpose may lease to the metropolitan library commission any library facilities or property which such other city or town may own, may include in its annual budget appropriations for participation in the city-county library system, and shall pay over to the city-county system funds so appropriated.

Added by Laws 1965, c. 192, § 9, emerg. eff. June 8, 1965.

§65-560. Retirement system.

If, pursuant to the provisions of Chapter 37 of Title 11 of the Oklahoma Statutes, or of any statute supplemental thereto or of any charter provision of the city, a retirement system is established for the employees of the city, the employees of the city-county library system may be included in that retirement system on the same basis applicable to employees of the city, if the commission so recommends and the governing body of the city approves. Nothing otherwise provided by law shall operate to prohibit the appropriation of county funds for the payment of the county's pro rata share of the contribution to be made to the retirement fund on behalf of the employees of the city-county library system. In the event funds become available for library purposes pursuant to the provisions of Article X, Section 10A, of the Oklahoma Constitution, the entire contribution on behalf of the employees of the city-county library system may be paid from such funds. The commission may act so as to cause its employees to be included in the state retirement system and from its funds make the contributions necessary therefor. The commission may, in lieu of participation in the above-mentioned retirement systems, provide for the retirement of the employees of the city-county library system by the establishment of a self-insured trust, or by the purchase of annuity contracts or pension contracts from any insurance company authorized to do business in the State of Oklahoma.

Added by Laws 1965, c. 192, § 10, emerg. eff. June 8, 1965. Amended by Laws 1968, c. 196, § 1, emerg. eff. April 15, 1968.

§65-561. Act as cumulative.

This act is intended to be cumulative and in addition to any other law heretofore passed on libraries and shall not repeal any law on this subject.

Added by Laws 1965, c. 192, § 11, emerg. eff. June 8, 1965.