

Chapter 7 Library Development

Part 1 General Provisions

9-7-101 Definitions.

As used in this chapter:

- (1) "Board" means the State Library Board created in Section 9-7-204.
- (2) "Division" means the State Library Division.
- (3) "Internet policy" means the public library online access policy required in Section 9-7-215.
- (4) "Library board" means the library board of directors appointed locally as authorized by Section 9-7-402 or 9-7-502 and which exercises general policy authority for library services within a city or county of the state, regardless of the title by which the board is known locally.
- (5) "Political subdivision" means a county, city, town, school district, public transit district, redevelopment agency, or special improvement or taxing district.

Amended by Chapter 44, 2025 General Session

Part 2 State Library Division

9-7-201 State Library Division -- Creation -- Purpose.

- (1) There is created within the department the State Library Division under the administration and general supervision of the executive director or the designee of the executive director.
- (2) The division shall be under the policy direction of the board.
- (3) The division shall function as the library authority for:
 - (a) general library services;
 - (b) mobile library services; and
 - (c) other services considered proper for a state library.

Amended by Chapter 44, 2025 General Session

9-7-202 Appointment of director.

The executive director, in consultation with the board, shall appoint a director of the division:

- (1) to serve as the chief administrative officer of the division; and
- (2) who has a degree from an accredited institution in library science and has demonstrated administrative ability.

Amended by Chapter 221, 2019 General Session

9-7-203 Division duties.

Subject to the requirements of this part, the division shall:

- (1) establish, operate, and maintain a bibliographic control system;
- (2) cooperate with:
 - (a) other state or national libraries or library agencies; and

- (b) the federal government or agencies in accepting federal aid whether in the form of funds or otherwise;
- (3) receive bequests, gifts, and endowments of money and deposit the funds with the state treasurer to be placed in the State Library Donation Fund, which funds shall be held for the purpose, if any, specifically directed by the donor; and
- (4) receive bequests, gifts, and endowments of property to be held, used, or disposed of, as directed by the donor:
 - (a) in accordance with the division's policies for collection development; and
 - (b) with the approval of the Division of Finance.

Amended by Chapter 44, 2025 General Session

9-7-204 State Library Board -- Members -- Meetings -- Expenses.

- (1) There is created within the department the State Library Board.
- (2)
 - (a) The board shall consist of nine members appointed by the governor.
 - (b) One member shall be appointed on recommendation from each of the following:
 - (i) the State Board of Education; and
 - (ii) the Utah System of Higher Education.
 - (c) Of the seven remaining members at least two shall be appointed from rural areas.
- (3)
 - (a) Except as required by Subsection (3)(b), as terms of current board members expire, the governor shall appoint each new member or reappointed member to a four-year term.
 - (b) The governor shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the terms of board members are staggered so that approximately half of the board is appointed every two years.
- (4) The members may not serve more than two full consecutive terms.
- (5) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term in the same manner as originally appointed.
- (6) A simple majority of the members of the board constitutes a quorum for conducting board business.
- (7) The governor shall select one of the board members as chair who shall serve for a period of two years.
- (8) The director of the State Library Division is the executive officer of the board.
- (9) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

Amended by Chapter 221, 2019 General Session

9-7-205 Duties of board and director.

- (1) The board shall:
 - (a) promote, develop, and organize a state library and make provisions for the state library's housing;
 - (b) promote and develop library services throughout the state in cooperation with other state or municipal libraries, schools, or other agencies wherever practical;

- (c) promote the establishment of district, regional, or multicounty libraries as conditions within particular areas of the state may require;
 - (d) supervise the books and materials of the state library and require the keeping of careful and complete records of the condition and affairs of the state library;
 - (e) establish policies for the administration of the division and for the control, distribution, and lending of books and materials to those libraries, institutions, groups, or individuals entitled to them under this chapter;
 - (f) serve as the agency of the state for the administration of state or federal funds that may be appropriated to further library development within the state;
 - (g) aid and provide general advisory assistance in the development of statewide school library service and encourage contractual and cooperative relations between school and public libraries;
 - (h) give assistance, advice, and counsel to all tax-supported libraries within the state and to all communities or persons proposing to establish a tax-supported library and conduct courses and institutes on the approved methods of operation, selection of books, or other activities necessary to the proper administration of a library;
 - (i) furnish or contract for the furnishing of library or information service to state officials, state departments, or any groups that in the opinion of the director warrant the furnishing of those services, particularly through the facilities of traveling libraries to those parts of the state otherwise inadequately supplied by libraries;
 - (j) where sufficient need exists and if the director considers it advisable, establish and maintain special departments in the state library to provide services for the blind, visually impaired, persons with disabilities, and professional, occupational, and other groups;
 - (k) require the collection of information and statistics necessary to the work of the state library and the distribution of findings and reports;
 - (l) make any report concerning the activities of the state library to the governor as the governor may require; and
 - (m) develop standards for public libraries.
- (2) The director shall, under the policy direction of the board, carry out the responsibilities under Subsection (1).

Amended by Chapter 44, 2025 General Session

9-7-206 State Library Donation Fund -- Deposits and fees.

- (1) There is created an expendable special revenue fund entitled the "State Library Donation Fund" to receive bequests, gifts, and endowments of money.
- (2) Any interest or proceeds realized from the use or disposition of property received by the division or interest on the fund itself shall be deposited in the State Library Donation Fund and used by the State Library Division for the purposes specified by the donor.
- (3) All fees paid to the library and collections made due to damaged books or through sale or exchange of books and other materials shall be deposited in the General Fund as dedicated credits for use by the State Library Division.

Amended by Chapter 400, 2013 General Session

9-7-211 Local libraries -- Annual reports.

All municipal, city, county, and public school libraries shall submit an annual report to the director of the division on the condition and affairs of each library as required by the State Library Board.

Renumbered and Amended by Chapter 241, 1992 General Session

9-7-212 Contracts with nonpublic libraries.

The director of the division, subject to the direction and approval of the State Library Board, may contract with nonpublic libraries to receive their library services and to otherwise coordinate the state library program with those libraries.

Renumbered and Amended by Chapter 241, 1992 General Session

9-7-213 Rulemaking.

The division may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, necessary to implement and administer the provisions of this chapter including:

- (1) the method by which grants are made to individual libraries, but not including appropriations made directly to any other agency or institution;
- (2) standards for the certification of public librarians; and
- (3) standards for the public library online access policy required in Section 9-7-215.

Amended by Chapter 44, 2025 General Session

9-7-214 Intentionally defacing, injuring, destroying, or refusing to return property -- Misdemeanor.

Whoever intentionally defaces, injures, or refuses to return on demand, or destroys any property belonging to the state library or loaned through its coordinating agencies or facilities, is guilty of a class B misdemeanor.

Amended by Chapter 148, 2018 General Session

9-7-215 Internet and online access policy required.

(1) As used in this section:

- (a) "Child sexual abuse material" means the same as that term is defined in Section 76-5b-103.
- (b) "Harmful to minors" means the same as that term is defined in Section 76-5c-101.
- (c) "Obscene" means the same as that term is defined in 20 U.S.C. Sec. 9101.
- (d) "Technology protection measure" means a technology that blocks or filters Internet access to visual depictions.

(2) State funds may not be provided to any public library that provides public access to the Internet unless the library:

- (a)
 - (i) has in place a policy of Internet safety for minors, including the operation of a technology protection measure:
 - (A) with respect to any computer or other device while connected to the Internet through a network provided by the library, including a wireless network; and
 - (B) that protects against access to visual depictions that are child sexual abuse materials, harmful to minors, or obscene; and

- (ii) is enforcing the operation of the technology protection measure described in Subsection (2)(a)(i) during any use by a minor of a computer or other device that is connected to the Internet through a network provided by the library, including a wireless network; and
- (b)
 - (i) has in place a policy of Internet safety, including the operation of a technology protection measure:
 - (A) with respect to any computer or other device while connected to the Internet through a network provided by the library, including a wireless network; and
 - (B) that protects against access to visual depictions that are child sexual abuse materials, harmful to minors, or obscene; and
 - (ii) is enforcing the operation of the technology protection measure described in Subsection (2)(b)(i) during any use of a computer or other device that is connected to the Internet through a network provided by the library, including a wireless network.
- (3) This section does not prohibit a public library from limiting Internet access or otherwise protecting against materials other than the materials specified in this section.
- (4) An administrator, supervisor, or other representative of a public library may disable a technology protection measure described in Subsection (2):
 - (a) at the request of a library patron who is not a minor; and
 - (b) to enable access for research or other lawful purposes.

Amended by Chapter 173, 2025 General Session

9-7-216 Process and content standards for Internet policy.

- (1)
 - (a) Each library's Internet policy shall be developed under the direction of the library board, adopted in an open meeting, and have an effective date.
 - (b) The library board shall review the policy at least every three years.
 - (c)
 - (i) Notice of the availability of the policy shall be posted in a conspicuous place within the library for all patrons to observe.
 - (ii) The library board may issue any other public notice the library board considers appropriate to inform the community about the policy.
- (2) The Internet policy shall include the following information:
 - (a) a statement indicating:
 - (i) that the library restricts access to Internet or online sites that contain material described in Section 9-7-215; and
 - (ii) how the library board intends to meet the requirements of Section 9-7-215;
 - (b) a statement informing patrons that administrative procedures and guidelines for the staff to follow in enforcing the policy have been adopted and are available for review at the library;
 - (c) a statement informing patrons that procedures for use by patrons and staff to handle complaints about the policy, the policy's enforcement, or about observed patron behavior have been adopted and are available for review at the library; and
 - (d) a footnote indicating the effective date of the last review of the policy under Subsection (1)(b).

Amended by Chapter 157, 2023 General Session

9-7-217 Reporting.

The division shall submit a report to the department regarding the compliance of library boards with the provisions of Sections 9-7-215 and 9-7-218 for inclusion in the annual written report described in Section 9-1-208.

Amended by Chapter 157, 2023 General Session

9-7-218 Criminal background check policy required -- Scope and content -- Dissemination.

- (1) As used in this section:
 - (a) "Minor" means an individual who is under 18 years old.
 - (b) "Public library" means a library established under Section 9-7-402 or 9-7-501.
 - (c) "Qualifying position" means any paid or unpaid employment position with a public library, including a volunteer position, that involves significant contact with minors, as determined by the public library's library board.
 - (d) "Qualifying prospective employee" means an individual who:
 - (i) is 18 years old or older; and
 - (ii) applies for a qualifying position with a public library.
- (2) State funds may not be provided to a public library unless the public library implements a criminal background check policy that:
 - (a) meets the requirements of Subsection (3); and
 - (b) is adopted by:
 - (i) the library board in an open meeting; or
 - (ii) the county or city in which the public library is located.
- (3) The criminal background check policy shall:
 - (a) identify each qualifying position with the public library;
 - (b) require each qualifying prospective employee to submit to a criminal background check as a condition of employment in a qualifying position;
 - (c) establish procedures for:
 - (i) gathering, submitting, and reviewing criminal background checks for qualifying prospective employees before making any offer of employment;
 - (ii) disqualifying a qualifying prospective employee from employment based on information received as a result of a criminal background check; and
 - (iii) allowing a qualifying prospective employee to respond to information received as a result of a criminal background check;
 - (d) ensure that a qualifying prospective employee who is disqualified from employment because of information obtained through a criminal background check receives:
 - (i) written notice of the reasons for the disqualification; and
 - (ii) an opportunity to respond to the reasons following the procedures established under Subsection (3)(c)(iii); and
 - (e) include an effective date that is stated in the criminal background check policy.
- (4)
 - (a) The criminal background check policy shall be distributed to qualifying prospective employees and posted in a prominent location in the public library.
 - (b) A criminal background check policy adopted by a library board shall be reviewed by the library board at least every three years.
- (5) Within appropriations made by the Legislature for this purpose, the State Library Board shall reimburse a county of the fourth, fifth, or sixth class, and a city of the fourth, fifth, or sixth class, for the costs of conducting criminal background checks under this section.

Enacted by Chapter 157, 2023 General Session

9-7-219 Community Library Enhancement Fund Grant Program.

- (1) There is created within the division the Community Library Enhancement Fund Grant Program, consisting of grants to be distributed to certified public libraries within the state for:
 - (a) collection development;
 - (b) patron-facing technology;
 - (c) programming;
 - (d) compliance with the Americans with Disabilities Act of 1990, 42 U.S.C. 12101 et seq.; and
 - (e) minor capital projects.
- (2) The division shall:
 - (a) establish a formula-based grant application process that includes the following data points:
 - (i) service area;
 - (ii) population served;
 - (iii) local operating expenditures;
 - (iv) median household income; and
 - (v) state certification status;
 - (b) assign and distribute funding based on the established criteria described in Subsection (2)(a); and
 - (c) gather metrics to analyze grant effectiveness and impact.

Enacted by Chapter 44, 2025 General Session

**Part 3
State Law Library**

9-7-302 Public access.

The public shall have access to the State Law Library.

Amended by Chapter 154, 2020 General Session

9-7-303 Withdrawing books.

- (1) Books may be taken from the State Law Library by:
 - (a) the members, officers, and staff of the Legislature;
 - (b) the officers and staff of the executive departments and of the several boards and commissions of the state government; and
 - (c) the justices of the Supreme Court, the judges of other state courts, and their staffs.
- (2) No other person may withdraw any book from the State Law Library.

Renumbered and Amended by Chapter 241, 1992 General Session

9-7-304 Book register -- Time limit.

- (1) The state law librarian shall keep a register of all books issued and returned, showing to whom issued, by whom returned, and the time issued and returned.
- (2) No book taken from the law library may be detained more than 10 days, except by permission of the state law librarian.

Amended by Chapter 176, 1998 General Session

9-7-305 Injury to and failure to return books -- Action.

- (1) If any person injures any book owned by the state law library or fails to return any book taken from the State Law Library, that person shall pay the state law librarian all loss or damage sustained because of the injury or failure to return, including costs and reasonable attorneys' fees.
- (2) The state law librarian, in behalf of the state, shall bring action in the name of the state for the collection of all damages sustained and all losses and penalties imposed under this section.

Amended by Chapter 176, 1998 General Session

9-7-307 Catalogue -- Rules.

The state law librarian shall catalogue all books, pamphlets, maps, charts, globes, papers, apparatus, and valuable specimens in the State Law Library and shall post in some conspicuous place a copy of the rules of the State Law Library. The catalogue shall be made available, whether electronically or in writing, to the persons entitled to withdraw books from the State Law Library under Section 9-7-303.

Amended by Chapter 176, 1998 General Session

9-7-308 Books to be stamped and labeled.

The state law librarian shall cause every book in the State Law Library to be labeled with a printed or stamped label containing the words "Utah State Law Library," and shall cause the same words to be written or stamped on one or more pages of each volume.

Renumbered and Amended by Chapter 241, 1992 General Session

9-7-309 Sale and exchange of books.

The state law librarian may sell or exchange any surplus or duplicate sets of books in the State Law Library and use the proceeds from the sale to purchase other books for the State Law Library.

Amended by Chapter 176, 1998 General Session

9-7-311 Wrongful withdrawal of books -- Penalty.

If any person not authorized by Section 9-7-303 takes a book from the State Law Library, either with or without the consent of the state law librarian, or violates any of the provisions of this part, that person shall be fined the full cost of replacing the book, plus \$50 for each book so taken.

Amended by Chapter 176, 1998 General Session

9-7-312 Disposition of fines and penalties.

All fines and penalties collected pursuant to the provisions of this part shall be paid into the state treasury for the benefit of the State Law Library.

Renumbered and Amended by Chapter 241, 1992 General Session

9-7-313 Law library self-help center.

- (1) The Utah State Law Library shall establish a statewide self-help center to assist self-represented parties to achieve fair and efficient resolution of their cases.
- (2) The self-help center shall be staffed or directed by persons admitted to the practice of law in this state. Self-help center personnel may not represent parties or give legal advice.
- (3) The self-help center shall provide to the public and all parties:
 - (a) information about:
 - (i) the availability of mediation services, and legal advice and representation through pro bono legal services;
 - (ii) low cost legal services;
 - (iii) legal aid programs; and
 - (iv) lawyer referral services;
 - (b) information about resources provided by law libraries;
 - (c) court forms and instructions, and help completing forms;
 - (d) answers to questions about the law, court process, and options; and
 - (e) educational materials and other services consistent with the purpose of this statute and the direction of the Judicial Council, including programs in other agencies and organizations.

Enacted by Chapter 368, 2012 General Session

**Part 4
City Libraries**

9-7-402 Establishment and maintenance of public library -- Library board of directors -- Expenses.

- (1) A city's governing body may establish and maintain a public library.
- (2) When the city governing body decides to establish and maintain a city public library under the provisions of this part, it shall appoint a library board of directors of not less than five members and not more than nine members, chosen from the citizens of the city and based upon their fitness for the office.
- (3) Only one member of the city governing body may be, at any one time, a member of the library board.
- (4) Each director shall serve without compensation, but their actual and necessary expenses incurred in the performance of their official duties may be paid from library funds.

Amended by Chapter 221, 2019 General Session

Amended by Chapter 301, 2019 General Session

9-7-403 Library board terms -- Officers -- Removal -- Vacancies.

- (1) Each director of a library board shall be appointed for a three-year term, or until the successor to that director is appointed. Initially, appointments shall be made for one-, two-, and three-year terms. Annually thereafter, the city governing body shall, before the first day of July of each year, appoint for a three-year term directors to take the place of the retiring directors.
- (2) Directors shall serve not more than two consecutive full terms.
- (3) The directors shall annually select a chairman and other officers.
- (4) The city governing body may remove any director for misconduct or neglect of duty.

- (5) Vacancies in a library board of directors shall be filled for the unexpired term in the same manner as original appointments.

Amended by Chapter 221, 2019 General Session

9-7-404 Board powers and duties -- Library fund deposits and disbursements.

- (1) The library board of directors may, with the approval of the city governing body:
 - (a) have control of the expenditure of the library fund, of construction, lease, or sale of library buildings and land, and of the operation and care of the library; and
 - (b) purchase, lease, or sell land, and purchase, lease, erect, or sell buildings for the benefit of the library.
- (2) The library board shall:
 - (a) maintain and care for the library;
 - (b) establish policies for its operation; and
 - (c) in general, carry out the spirit and intent of the provisions of this part.
- (3) All tax money received for the library shall be deposited in the city treasury to the credit of the library fund, and may not be used for any purpose except that of the city library. These funds shall be drawn upon by the authorized officers of the city upon presentation of the properly authenticated vouchers of the library board. All money collected by the library shall be deposited to the credit of the library fund.

Amended by Chapter 221, 2019 General Session

9-7-405 Rules -- Use of library.

- (1) The library board of directors shall make, amend, and repeal rules, not inconsistent with law, for the governing of the library.
- (2) Each library established under this part shall be free to the use of the inhabitants of the city where located, subject to the rules adopted by the library board. The library board may exclude from the use of the library any person who willfully violates these rules. The library board may extend the privileges and use of the library to persons residing outside of the city upon terms and conditions it may prescribe by rule.

Amended by Chapter 221, 2019 General Session

9-7-406 Reports to governing body and director of the division.

The library board of directors shall:

- (1) provide an annual report to the city governing body on the condition and operation of the library, including a financial statement; and
- (2) provide an annual report to the director of the division that contains the information required by the State Library Board.

Amended by Chapter 221, 2019 General Session

9-7-407 Librarian and other personnel.

- (1) The library board of directors shall appoint a competent person as librarian to have immediate charge of the library with those duties and compensation for services that it determines. The librarian shall act as the executive officer for the library board.

- (2) The library board shall appoint, upon the recommendation of the librarian, other personnel as needed.

Amended by Chapter 221, 2019 General Session

9-7-408 Donations of money or property.

Any person desiring to make donations of money, personal property, or real estate for the benefit of any library shall have the right to vest the title to the money, personal property, or real estate in the library board of directors. The donation shall be held and controlled by the library board, when accepted, according to the terms of the deed, gift, devise, or bequest of the property, and the library board shall be held and considered to be trustees of the property.

Amended by Chapter 221, 2019 General Session

9-7-409 Entities may cooperate, merge, or consolidate in providing library services.

Library boards of directors of city libraries, library boards of directors of county libraries, boards of education, governing boards of other educational institutions, library agencies, and local political subdivisions may cooperate, merge, or consolidate in providing library services.

Amended by Chapter 221, 2019 General Session

9-7-410 Consolidation with county library.

- (1) If a city library consolidates with a county library, the city library board of directors shall convey all assets and, except as provided in Subsection (2), trust funds to the county library board of directors, and the city library shall cease operation.
- (2) If a conveyance of trust funds under Subsection (1) would constitute a violation of the trust agreement governing the trust funds, conveyance of those funds is not required, and those funds may continue to be used in accordance with the trust agreement for any library facility specified in the trust agreement, even after the facility becomes a county library facility because of consolidation.

Amended by Chapter 46, 2005 General Session

Part 5 County Libraries

9-7-501 Tax for establishment and maintenance of public library -- Library fund.

- (1) A county legislative body may establish and maintain a public library.
- (2) For this purpose, counties may levy annually a tax not to exceed .001 of taxable value of taxable property in the county, outside of cities which maintain their own city libraries as authorized by Part 4, City Libraries. The tax is in addition to all taxes levied by counties and is not limited by the levy limitation imposed on counties by law. However, if bonds are issued for purchasing a site, or constructing or furnishing a building, then taxes sufficient for the payment of the bonds and any interest may be levied.
- (3) The taxes shall be levied and collected in the same manner as other general taxes of the county and shall constitute a fund to be known as the county library fund.

Amended by Chapter 189, 2014 General Session

9-7-502 Library board of directors -- Expenses.

- (1)
 - (a) When the county legislative body decides to establish and maintain a county public library under the provisions of this part, the county executive shall, with the advice and consent of the county legislative body, appoint a library board of not less than five and not more than nine directors chosen from the citizens of the county and based upon their fitness for the office.
 - (b) When increasing membership on an existing library board, the county legislative body:
 - (i) may not add more than two positions in any year; and
 - (ii) when adding members, shall ensure that the terms of library board members are staggered so that approximately 1/4 of the board is selected each year.
- (2) Only one member of the county legislative body may be, at any one time, a member of the library board.
- (3) Each director shall serve without compensation, but the actual and necessary expenses incurred in the performance of the director's official duties may be paid from library funds.

Amended by Chapter 221, 2019 General Session

9-7-503 Library board terms -- Officers -- Removal -- Vacancies.

- (1) Each director of a library board shall be appointed for a four-year term, or until the director's successor is appointed. Initially, appointments shall be made for one-, two-, three-, and four-year terms, and one member of the county legislative body for the term of his elected office. Annually thereafter, the county executive body shall, before the first day of July of each year, appoint, with the advice and consent of the county legislative body, for a four-year term, one director to take the place of the retiring director.
- (2) Directors shall serve not more than two consecutive full terms.
- (3) The directors shall annually select a chairman and other officers.
- (4) The county executive body may remove any director for misconduct or neglect of duty.
- (5) Vacancies in a library board of directors shall be filled for the unexpired terms in the same manner as original appointments.

Amended by Chapter 221, 2019 General Session

9-7-504 Library board duties -- Library fund deposits.

- (1) The library board of directors shall, with the approval of the county executive and in accordance with county ordinances, policies, and procedures:
 - (a) be responsible for:
 - (i) the expenditure of the library fund;
 - (ii) the construction, lease, or sale of library buildings and land; and
 - (iii) the operation and care of the library; and
 - (b) purchase, lease, or sell land, and purchase, lease, construct, or sell buildings, for the benefit of the library.
- (2) The library board has those powers and duties as prescribed by county ordinance, including establishing policies for collections and information resources that are consistent with state and federal law.

- (3)
- (a) All tax money received for the library shall be deposited in the county treasury to the credit of the library fund, and may not be used for any purpose except that of the county library.
 - (b) All money collected by the library shall be deposited to the credit of the library fund.

Amended by Chapter 221, 2019 General Session

9-7-505 Rules -- Use of library.

- (1) Each library board shall make library rules in a manner consistent with county ordinances, policies, and procedures for the governing of the library.
- (2) Each library established under this part shall be free to the use of the inhabitants of the area taxed for the support of the library, subject to the rules made as prescribed by county ordinance.

Amended by Chapter 221, 2019 General Session

9-7-506 Annual reports.

The library board of directors shall:

- (1) provide an annual report to the county executive and county legislative body on the condition and operation of the library, including a financial statement; and
- (2) provide an annual report to the director of the division that contains the information required by the State Library Board.

Amended by Chapter 221, 2019 General Session

9-7-507 Librarian and other personnel.

- (1)
 - (a) The library board of directors shall recommend to the county executive for appointment a competent person to serve as librarian.
 - (b) The county executive shall, within 30 days of the recommendation, either make the appointment or request that the library board submit another recommendation.
 - (c) The librarian shall be an employee of the county subject to the personnel policies, procedures, and compensation plans approved by the county executive and county legislative body.
 - (d) The librarian shall act as the executive officer for the library board.
- (2)
 - (a) All library personnel are employees of the county.
 - (b) The librarian or the librarian's designee shall hire library personnel in accordance with the county merit system, personnel policies and procedures, and compensation plans approved by the county executive and county legislative body.
- (3) As used in this section "librarian" means the county library director.

Amended by Chapter 221, 2019 General Session

9-7-508 Donations of money or property.

- (1) A person desiring to make a donation of money, personal property, or real estate for the benefit of a library has the right to vest the title to the money, personal property, or real estate in the county, designated for the benefit and purposes of the library.

- (2) The county shall hold donated personal property and real estate as prescribed by county ordinance according to the terms of the deed, gift, devise, or bequest of the property, and the county shall be the trustee of the property.

Amended by Chapter 47, 2003 General Session

9-7-509 Entities may cooperate, merge, or consolidate in providing library services.

Library boards of directors of city libraries, library boards of directors of county libraries, boards of education, governing boards of other educational institutions, library agencies, and local political subdivisions may cooperate in providing library services or merge or consolidate under an interlocal agreement approved and implemented in accordance with Title 11, Chapter 13, Interlocal Cooperation Act.

Amended by Chapter 221, 2019 General Session

9-7-510 Estimate of money.

- (1) The library board of directors shall furnish to the county executive and county legislative body, in writing, and prior to the time required by law to levy county taxes, an estimate of the amount of money necessary to establish, equip, and maintain the library, and to provide library services during the next ensuing fiscal year and shall certify the amount.
- (2) The county legislative body may, at the time and in the manner of levying other taxes, impose the levy, but the levy may not exceed in any one year .001 per dollar of taxable value of taxable property in the county.

Amended by Chapter 305, 1995 General Session

9-7-511 Library bonds -- Issuance of previously voted bonds.

- (1) When an election has been held in any county to authorize bonds of the county for the purpose of acquiring, improving, and extending a public library for the county, including the acquisition of equipment, furnishings, and books, and it was specified in the proposition that the bonds are to be payable from ad valorem taxes to be levied on all taxable property in the county, and when the election has carried, but none of the bonds authorized have been issued, the bonds authorized to be issued at election may be issued and shall be payable from taxes to be levied without limitation as to rate or amount on all taxable property in the county, despite any provision of law to the contrary in effect at the time of the election.
- (2) All county library bonds that have been authorized but not yet issued, all county library bond elections previously held and carried, and all proceedings in connection with them that were adopted for the authorization of the bonds are hereby validated, ratified, approved, and confirmed, and the bonds, when issued in accordance with the election and proceedings, shall be binding, legal, valid, and enforceable obligations of the county issuing them in accordance with their terms.

Renumbered and Amended by Chapter 241, 1992 General Session