

HB 436 – AS INTRODUCED

2013 SESSION

13-0627
06/05

HOUSE BILL

436

AN ACT

relative to governance of town libraries.

SPONSOR

Rep. Weyler, Rock 13; Rep. Major, Rock 14; Rep. DeSimone, Rock 14

COMMITTEE:

Municipal and County Government

ANALYSIS

This bill permits a town to choose, at its regular meeting, whether the town library shall be governed by a board of trustees or by the selectmen.

Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [~~in brackets and struck through~~].

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Thirteen

AN ACT relative to governance of town libraries.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Town Library; Option to Appoint Selectmen. RSA 202-A:6 is repealed and reenacted to read as
2 follows:

3 202-A:6 Library Trustees; Option to Appoint Selectmen. Any town having a public library shall,
4 at its regular town meeting, choose by ballot proposal whether the library shall be governed by a
5 board of trustees or by the elected selectmen. A board of library trustees shall consist of any odd
6 number of persons which the town may decide to elect. Such trustees shall serve staggered 3-year
7 terms or until their successors are elected and qualified. There may be no more than 3 alternates as
8 provided in RSA 202-A:10. The library trustees or selectmen shall have the entire custody and
9 management of the public library and of all the property of the town relating thereto, including
10 appropriations held pursuant to RSA 202-A:11, III, but excepting trust funds held by the town.

11 2 Custody and Control of Trust Funds. Amend RSA 202-A:22 to read as follows:

12 202-A:22 Custody and Control of Trust Funds. Trust funds given to towns and cities for the use
13 of a public library shall be held in the custody and under the management of the trustees of trust
14 funds. The entire income from such funds shall be paid over to the ***selectmen appointed pursuant***
15 ***to RSA 202-A:6 or to the*** library trustees. Payment of such income shall be made by the trustees of
16 trust funds to ***such selectmen or*** the library trustees as the same is received.

17 3 Exceptions. Amend RSA 202-A:23 to read as follows:

18 202-A:23 Exceptions. Nothing in this chapter shall preclude the library trustees from accepting,
19 receiving, investing, and administering directly any trust funds and donations when so specified by
20 the donor. Library trustees, ***or selectmen appointed pursuant to RSA 202-A:6***, administering
21 and investing such special funds shall be governed by the provisions of RSA 31:25 and RSA 41:6.

22 4 Effective Date. This act shall take effect 60 days after its passage.