

Public Law 89-511

AN ACT

To extend and amend the Library Services and Construction Act.

July 19, 1966
[H. R. 14050]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Library Services and Construction Act Amendments of 1966".

SEC. 2. Section 2(a) of the Library Services and Construction Act is amended by inserting before the period at the end thereof the following: ", to promote interlibrary cooperation, and to assist the States in providing certain specialized State library services".

SEC. 3. Section 101 of the Library Services and Construction Act is amended by striking out "June 30, 1957, and for each of the next six fiscal years the sum of \$7,500,000, for the fiscal year ending June 30, 1964, the sum of \$25,000,000, and for each of the next two fiscal years such sums as the Congress may determine," and inserting in lieu thereof the following: "June 30, 1967, \$35,000,000; for the fiscal year ending June 30, 1968, \$45,000,000; for the fiscal year ending June 30, 1969, \$55,000,000; for the fiscal year ending June 30, 1970, \$65,000,000; and for the fiscal year ending June 30, 1971, \$75,000,000."

SEC. 4. Section 102 of the Library Services and Construction Act is amended by striking out the last sentence thereof.

SEC. 5. (a) Section 104(a) of the Library Services and Construction Act is amended by striking out "fiscal year ending June 30, 1963" each time that it occurs and inserting in lieu thereof "second preceding fiscal year".

(b) Sections 104(b) and 204(b) of such Act are each amended to read as follows:

"(b) The Commissioner shall from time to time estimate the amount to which a State is entitled under subsection (a), and such amount shall be paid to the State, in advance or by way of reimbursement, at such time or times and in such installments as the Commissioner may determine, after necessary adjustment on account of any previously made overpayment or underpayment."

(c) Section 104(d) of such Act is amended by striking out "(1)", by striking out "to be effective until July 1, 1957" and by striking out paragraph (2) of such subsection.

SEC. 6. Section 201 of the Library Services and Construction Act is amended by striking out "June 30, 1964, the sum of \$20,000,000, and for each of the next two fiscal years such sums as the Congress may determine," and inserting in lieu thereof "June 30, 1967, \$40,000,000; for the fiscal year ending June 30, 1968, \$50,000,000; for the fiscal year ending June 30, 1969, \$60,000,000; for the fiscal year ending June 30, 1970, \$70,000,000; and for the fiscal year ending June 30, 1971, \$80,000,000."

SEC. 7. The last sentence of section 202 of such Act is amended to read as follows: "A State's allotment under this subsection for any fiscal year shall be available for payments with respect to the administration, during such year and the next fiscal year, of its State plan approved under section 203, and for payments with respect to construction projects approved under such State plan during such year or the next fiscal year."

SEC. 8. The second sentence of section 104(a) of the Library Services and Construction Act is repealed, and section 204(a) of such Act is amended to read as follows:

"SEC. 204. (a) From its allotment available therefor under section 202 each State shall be entitled to receive (1) an amount equal to the Federal share (as determined under section 104) of projects

Library Serv-
ices and Construc-
tion Act Amend-
ments of 1966.
70 Stat. 293.
20 USC 351.78 Stat. 13.
20 USC 352.

20 USC 353.

20 USC 355.

20 USC 355,
355d.

20 USC 355a.

20 USC 355b.

20 USC 355c.

20 USC 355c.

approved under its State plan (as approved by the Commissioner pursuant to section 203) during the period for which such allotment is available, and (2) an amount equal to the Federal share of the total of the sums expended by the State and its political subdivisions for the administration of such State plan during the period for which such allotment is available."

Post, p. 317.

SEC. 9. The Library Services and Construction Act is amended by inserting after title II the following new titles:

"TITLE III—INTERLIBRARY COOPERATION

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 301. There are authorized to be appropriated for the fiscal year ending June 30, 1967, the sum of \$5,000,000; for the fiscal year ending June 30, 1968, \$7,500,000; for the fiscal year ending June 30, 1969, \$10,000,000; for the fiscal year ending June 30, 1970, \$12,500,000; and for the fiscal year ending June 30, 1971, \$15,000,000; which shall be used for making payments to States which have submitted and had approved by the Commissioner State plans for establishing and maintaining local, regional, State, or interstate cooperative networks of libraries.

"ALLOTMENTS

"SEC. 302. From the sums appropriated pursuant to section 301 for each fiscal year the Commissioner shall allot \$10,000 each to Guam, American Samoa, and the Virgin Islands, and \$40,000 to each of the other States, and shall allot to each State such part of the remainder of such sums as the population of the State bears to the population of the United States according to the most recent decennial census.

"PAYMENTS TO STATES

"SEC. 303. From the allotments available therefor under section 302, the Secretary of the Treasury shall from time to time pay to each State which has a plan approved under section 304 an amount equal to the Federal share which for the fiscal year ending June 30, 1967, shall be 100 per centum of the total sums expended under such plan (including costs of administering such plan), and for any fiscal year thereafter shall be 50 per centum of such sums.

"STATE PLANS FOR INTERLIBRARY COOPERATION

"SEC. 304. (a) To be approved for purposes of this title a State plan must—

20 USC 354.

"(1) meet the requirements of paragraphs (1), (2), (4), and (5) of section 103(a);

"(2) provide policies and objectives for the systematic and effective coordination of the resources of school, public, academic, and special libraries and special information centers for improved services of a supplementary nature to the special clientele served by each type of library or center;

"(3) provide appropriate allocation by participating agencies of the total costs of the system;

“(4) provide assurance that every local or other public agency in the State is accorded an opportunity to participate in the system;

“(5) provide criteria which the State agency shall use in evaluating applications for funds under this title and in assigning priority to project proposals; and

“(6) establish a statewide council which is broadly representative of professional library interests and of library users which shall act in an advisory capacity to the State agency.

“(b) The Commissioner shall approve any State plan which meets the conditions specified in subsection (a) of this section.

“TITLE IV—SPECIALIZED STATE LIBRARY SERVICES

“PART A—STATE INSTITUTIONAL LIBRARY SERVICES

“AUTHORIZATION OF APPROPRIATIONS

“SEC. 401. There are authorized to be appropriated for the fiscal year ending June 30, 1967, the sum of \$5,000,000; for the fiscal year ending June 30, 1968, \$7,500,000; for the fiscal year ending June 30, 1969, \$10,000,000; for the fiscal year ending June 30, 1970, \$12,500,000; and for the fiscal year ending June 30, 1971, \$15,000,000; which shall be used for making payments to States which have submitted and had approved by the Commissioner State plans for establishing and improving State institutional library services. For the purposes of this part the term ‘State institutional library services’ means the providing of books, and other library material, and of library services to (A) inmates, patients, or residents of penal institutions, reformatories, residential training schools, orphanages, or general or special institutions or hospitals operated or substantially supported by the State, and (B) students in residential schools for the handicapped (including mentally retarded, hard of hearing, deaf, speech impaired, visually handicapped, seriously emotionally disturbed, crippled, or other health impaired persons who by reason thereof require special education) operated or substantially supported by the State.

Definition.

“ALLOTMENTS

“SEC. 402. From the sums appropriated pursuant to section 401 for each fiscal year the Commissioner shall allot \$10,000 each to Guam, American Samoa, and the Virgin Islands, and \$40,000 to each of the other States, and shall allot to each State such part of the remainder of such sums as the population of the State bears to the population of the United States according to the most recent decennial census.

“PAYMENTS TO STATES

“SEC. 403. From the allotments available therefor under section 402, the Secretary of the Treasury shall from time to time pay to each State which has a plan approved under section 404 an amount equal to the Federal share (as determined under section 104, except that the Federal share for the fiscal year ending June 30, 1967, shall be 100 per centum) of the total sums expended by the State under such plan (including costs of administering such plan).

20 USC 355.
Ante, p. 313.

“STATE PLANS FOR STATE INSTITUTIONAL LIBRARY SERVICES

“SEC. 404. (a) To be approved for purposes of this part a State plan must—

20 USC 354.

“(1) meet the requirements of paragraphs (1), (2), (4), and (5) of section 103(a);

“(2) provide policies and objectives for the establishment or improvement of State institutional library services;

“(3) provide assurance that all eligible State institutions will be accorded an opportunity to participate in the program pursuant to this part;

“(4) provide criteria which the State agency shall use in evaluating applications for funds under this part and in assigning priority to project proposals;

“(5) provide assurances satisfactory to the Commissioner that expenditures made by such State in any fiscal year for State institutional library services will not be less than such expenditures in the preceding fiscal year; and

“(6) establish a council which is broadly representative of State institutions eligible for assistance under this part which shall act in an advisory capacity to the State agency.

“(b) The Commissioner shall approve any State plan which meets the conditions specified in subsection (a) of this section.

“(c) No portion of any money paid to a State under this part shall be applied, directly or indirectly, to the purchase or erection of any building or buildings, or the purchase of any land.

“PART B—LIBRARY SERVICES TO THE PHYSICALLY HANDICAPPED

“AUTHORIZATION OF APPROPRIATIONS

“SEC. 411. There are authorized to be appropriated for the fiscal year ending June 30, 1967, the sum of \$3,000,000; for the fiscal year ending June 30, 1968, \$4,000,000; for the fiscal year ending June 30, 1969, \$5,000,000; for the fiscal year ending June 30, 1970, \$6,000,000; and for the fiscal year ending June 30, 1971, \$7,000,000; which shall be used for making payments to States which have submitted and had approved by the Commissioner State plans for establishing and improving library services to the physically handicapped. For the purposes of this part the term ‘library services to the physically handicapped’ means the providing of library service, through public or other nonprofit libraries, agencies, or organizations, to physically handicapped persons (including the blind and visually handicapped) certified by competent authority as unable to read or to use conventional printed materials as a result of physical limitations.

Definition.

“ALLOTMENTS

“SEC. 412. From the sums appropriated pursuant to section 411 for each fiscal year, the Commissioner shall allot \$5,000 each to Guam, American Samoa, and the Virgin Islands, and \$25,000 to each of the other States, and shall allot to each State such part of the remainder of such sums as the population of the State bears to the population of the United States according to the most recent decennial census.

"PAYMENTS TO STATES

"SEC. 413. From the allotments available therefor under section 412, the Secretary of the Treasury shall from time to time pay to each State which has a plan approved under section 414 an amount equal to the Federal share (as determined under section 104, except that the Federal share for the fiscal year ending June 30, 1967, shall be 100 per centum) of the total sums expended under such plan (including costs of administering such plan).

20 USC 355.
Ante, p. 313.

"STATE PLANS FOR SERVICES TO THE PHYSICALLY HANDICAPPED

"SEC. 414. (a) To be approved for the purposes of this part a State plan must—

"(1) meet the requirements of paragraphs (1), (2), (4), and (5) of section 103(a);

20 USC 354.

"(2) provide policies and objectives for the establishment or improvement of State plans for library services to the physically handicapped;

"(3) provide assurance that all appropriate public or nonprofit libraries, agencies, or organizations for the physically handicapped will be accorded an opportunity to participate in the program pursuant to this part;

"(4) provide criteria which the State agency shall use in evaluating applications for funds under this part and in assigning priority to project proposals;

"(5) provide assurances satisfactory to the Commissioner that funds available from sources other than Federal sources in any fiscal year for expenditures under State plans for library services to the physically handicapped will not be less than actual expenditures from such source in the second preceding fiscal year; and

"(6) establish a council which is representative of eligible agencies which shall act in an advisory capacity to the State agency.

"(b) The Commissioner shall approve, after consultation with the Librarian of Congress where appropriate, any State plan which meets the conditions specified in subsection (a) of this section.

"(c) No part of any money paid to a State under this part shall be applied, directly or indirectly, to the purchase or erection of any building or buildings, or the purchase of any land."

SEC. 10. (a) Title III of the Library Services and Construction Act is hereby designated as title V.

70 Stat. 295;
78 Stat. 14.
20 USC 356-358.

(b) Sections 301 through 304 of the Library Services and Construction Act are hereby designated as sections 501 through 504.

(c) Section 502(d)(2) of such Act (as so designated by subsection (b)) is amended by striking out "or title II" and inserting in lieu thereof "title II, title III, or part A or B of title IV".

(d) Section 503 of such Act (as so designated by subsection (b)) is amended by striking out "or 202" and inserting in lieu thereof "202, 302, 402, or 412"; by striking out "and section 203" and inserting in lieu thereof "203, 304, 404, and 414"; by striking out "or 202" and inserting in lieu thereof "202, 302, 402, or 412"; by striking out "or 203", and inserting in lieu thereof "203, 304, 404, or 414"; by striking out "or 201" and inserting in lieu thereof "201, 301, 401, or

411"; and by striking out "and 202" and inserting in lieu thereof "202, 302, 402, and 412".

(e) Section 502(d)(2) of such Act (as so redesignated by subsection (b)) is amended by striking out "301" and inserting in lieu thereof "501".

20 USC 357.
Ante, p. 317.

Effective date.

SEC. 11. The amendments made by sections 5(a), 7, and 8 shall be effective with respect to fiscal years beginning after June 30, 1966.

SEC. 12. (a) The Library Services and Construction Act, as amended by this Act, is further amended by inserting "the Trust Territory of the Pacific Islands," immediately after "American Samoa," in section 102, section 104(a)(1)(A), the parenthetical phrase in section 104(c), section 104(d), section 202, section 302, section 402, section 412, and section 504(a).

20 USC 353, 355,
355b.
Ante, pp. 314-
317.

(b) Such Act is further amended by inserting "(other than the Trust Territory of the Pacific Islands)" after "except that no payments shall be made to any State" in section 104(a), and by inserting "and the Federal share for the Trust Territory of the Pacific Islands shall be 100 per centum" immediately before the period at the end of section 104(c).

Effective date.

(c) The amendments made by this section shall be effective with respect to fiscal years beginning after June 30, 1966.

Approved July 19, 1966.

Public Law 89-512

AN ACT

July 19, 1966
[H. R. 1535]

To amend the Classification Act of 1949 to authorize the establishment of hazardous duty pay in certain cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title VIII of the Classification Act of 1949, as amended (5 U.S.C. 1131-1133), is amended by adding at the end thereof the following:

Federal
employees.
Hazardous duty
pay.
78 Stat. 401;
76 Stat. 847.

"SEC. 804. The Commission shall establish a schedule or schedules of pay differentials for irregular or intermittent duty involving unusual physical hardship or hazard. The appropriate differential shall be paid to any officer or employee to whom this Act applies for any period in which such officer or employee is subjected to physical hardship or hazard not usually involved in carrying out the duties of his position. Such pay differential—

"(1) shall not be applicable with respect to any officer or employee in any position the classification of which takes into account the degree of physical hardship or hazard involved in the performance of the duties thereof;

"(2) shall not exceed an amount equal to 25 per centum of the rate of basic compensation applicable with respect to such officer or employee;

"(3) shall be paid for such minimum periods as the Commission may determine to be appropriate; and

"(4) shall be paid under regulations which shall be prescribed by the Commission."

Effective date.

SEC. 2. The amendment made by the first section of this Act shall become effective on the first day of the first pay period which begins more than one hundred and eighty days after the date of enactment of this Act.

Approved July 19, 1966.