

amended Pub. L. 111-340, title I, §104, Dec. 22, 2010, 124 Stat. 3597; Pub. L. 112-166, §2(r), Aug. 10, 2012, 126 Stat. 1288; Pub. L. 115-410, §4, Dec. 31, 2018, 132 Stat. 5413.)

### Editorial Notes

#### PRIOR PROVISIONS

A prior section 207 of Pub. L. 94-462 was renumbered section 208 and is classified to section 9106 of this title.

Another prior section 207 of Pub. L. 94-462 was classified to section 966 of this title prior to the general amendment of title II of Pub. L. 94-462 by Pub. L. 104-208.

#### AMENDMENTS

2018—Subsec. (b)(2)(A)(i)(II). Pub. L. 115-410, §4(1), inserted “, including rural communities” after “underserved communities”.

Subsec. (b)(3). Pub. L. 115-410, §4(2), in first sentence, inserted “, and the needs of,” after “persons from” and “, including rural areas” after “United States”.

Subsec. (b)(4). Pub. L. 115-410, §4(3), substituted “the Deputy Director of the Office of Museum Services, and the General Counsel of the Institute” for “and the Deputy Director of the Office of Museum Services”.

Subsecs. (f) to (j). Pub. L. 115-410, §4(4), (5), added subsec. (f) and redesignated former subsecs. (f) to (i) as (g) to (j), respectively.

2012—Subsec. (b)(1)(D), (E). Pub. L. 112-166 struck out “, by and with the advice and consent of the Senate” after “President”.

2010—Subsec. (b)(1)(D) to (F). Pub. L. 111-340, §104(1)(A), redesignated subpars. (E) and (F) as (D) and (E), respectively, and struck out former subpar. (D) which read as follows: “The Chairman of the National Commission on Libraries and Information Science.”

Subsec. (b)(2)(A). Pub. L. 111-340, §104(1)(B)(i), substituted “(1)(D)” for “(1)(E)” in introductory provisions.

Subsec. (b)(2)(B). Pub. L. 111-340, §104(1)(B)(ii), substituted “(1)(E)” for “(1)(F)” in introductory provisions.

Subsec. (b)(4). Pub. L. 111-340, §104(1)(C), inserted “and” after “Library Services,” and struck out “, and the Chairman of the National Commission on Library and Information Science” before “shall”.

Subsec. (c)(1). Pub. L. 111-340, §104(2)(A), substituted “Each” for “Except as otherwise provided in this subsection, each” and “(D) or (E)” for “(E) or (F)”.

Subsec. (c)(2). Pub. L. 111-340, §104(2)(B), substituted “Authority to adjust terms” for “Initial Board appointments” in heading, struck out subpars. (A) and (B) related to treatment of members serving on effective date and first appointments and subpar. (C) designation and heading, and substituted “The terms of the members” for “The terms of the first members”.

Subsec. (d)(1). Pub. L. 111-340, §104(3)(A), substituted “relating to museum, library, and information services” for “relating to museum and library services, including financial assistance awarded under this chapter”.

Subsec. (d)(2). Pub. L. 111-340, §104(3)(B), added par. (2) and struck out former par. (2). Prior to amendment, text read as follows: “The Museum and Library Services Board shall advise the Director in making awards under section 9107 of this title.”

Subsec. (i). Pub. L. 111-340, §104(4), substituted “coordinate the development and implementation of policies and activities as described in subsections (f) and (g) of section 9103 of this title” for “take steps to ensure that the policies and activities of the Institute are coordinated with other activities of the Federal Government”.

### Statutory Notes and Related Subsidiaries

#### EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112-166 effective 60 days after Aug. 10, 2012, and applicable to appointments made on

and after that effective date, including any nomination pending in the Senate on that date, see section 6(a) of Pub. L. 112-166, set out as a note under section 113 of Title 6, Domestic Security.

### § 9106. Contributions

The Institute is authorized to solicit, accept, receive, and invest in the name of the United States, gifts, bequests, or devises of money and other property or services and to use such property or services in furtherance of the functions of the Institute. Any proceeds from such gifts, bequests, or devises, after acceptance by the Institute, shall be paid by the donor or the representative of the donor to the Director. The Director shall enter the proceeds in a special-interest bearing account to the credit of the Institute for the purposes specified in each case.

(Pub. L. 94-462, title II, §208, formerly §207, as added Pub. L. 104-208, div. A, title I, §101(e) [title VII, §702], Sept. 30, 1996, 110 Stat. 3009-233, 3009-295; renumbered §208 and amended Pub. L. 108-81, title I, §104(1), title V, §504(e), Sept. 25, 2003, 117 Stat. 993, 1004.)

### Editorial Notes

#### AMENDMENTS

2003—Pub. L. 108-81, §504(e), which directed substitution of “property or services” for “property of services”, could not be executed because the words “property of services” did not appear in text.

### § 9107. Awards and medals

The Director, with the advice of the Museum and Library Services Board, may annually award national awards and medals for library and museum services to outstanding libraries and museums that have made significant contributions in service to their communities.

(Pub. L. 94-462, title II, §209, as added Pub. L. 108-81, title I, §105, Sept. 25, 2003, 117 Stat. 996; amended Pub. L. 111-340, title I, §105, Dec. 22, 2010, 124 Stat. 3598.)

### Editorial Notes

#### AMENDMENTS

2010—Pub. L. 111-340 amended section catchline and text generally. Prior to amendment, text read as follows: “The Director, with the advice of the Museum and Library Services Board, may annually award National Awards for Library Service and National Awards for Museum Service to outstanding libraries and outstanding museums, respectively, that have made significant contributions in service to their communities.”

### § 9108. Policy research, data collection, analysis and modeling, evaluation, and dissemination

#### (a) In general

The Director shall regularly support and conduct, as appropriate, policy research, data collection, analysis and modeling, evaluation, and dissemination of information to extend and improve the Nation’s museum, library, and information services.

#### (b) Objectives

The objectives of the policy research, data collection, analysis and modeling, evaluation, and

dissemination of information carried out under this section include the following:

(1) To enhance and expand the capacity of museums, libraries, and information services to anticipate, respond to, and meet the evolving needs of communities and the public, including by identifying trends and developments that may impact the need for and delivery of services.

(2) To provide information and data on the role, value, and impact of museum, library, and information resources, including the identification of trends and potential gaps in the availability and use of museum and library services by their communities and the public.

(3) To measure the effectiveness of museums, libraries, and information services throughout the United States, including the impact of Federal programs authorized under this chapter.

(4) To identify indicators and outcomes that can be used to create enhancements to the efficiency and efficacy of museum, library, and information services.

(5) To promote advancement and growth in museum, library, and information services through sharing of best practices and effective strategies in order to better serve the people of the United States.

(6) To facilitate planning for, and building of, institutional capacity in order to improve—

(A) museum, library, and information services at the national, State, local, and regional levels; and

(B) international communications and cooperative networks.

(7) To support and enhance collaborative professional networks and consortia that use shared, meaningful, and actionable data analysis and modeling to advance museum, library, and information services and address community needs.

**(c) Authority to contract and enter into other arrangements**

The Director is authorized to enter into grants, contracts, cooperative agreements, and other arrangements with Federal agencies, public and private organizations, and other entities with expertise the Director determines appropriate, to further the objectives described in subsection (b) and to carry out the responsibilities under subsection (f).

**(d) Consultation and public engagement**

In carrying out subsection (a) and in furtherance of the objectives described in subsection (b), the Director—

(1) shall conduct ongoing collaboration (as determined appropriate by the Director) and consult with—

(A) State library administrative agencies; and

(B) National, State, tribal, and regional museum and library organizations; and

(2) may also collaborate or consult with—

(A) cooperative networks of geographic- or discipline-based museums and libraries; and

(B) other applicable agencies, organizations (including international organiza-

tions), entities (including entities with expertise in the fields of data collection, analysis and modeling, and evaluation), and community stakeholders.

**(e) Assistance to museums and libraries**

The Director shall provide technical support and assistance (and other resources, to the extent practicable) to ensure consistency in data reporting and help the museum and library fields with meeting the objectives of this section.

**(f) Dissemination**

**(1) In general**

Each year, the Director shall widely disseminate, as appropriate to further the objectives described in subsection (b)—

(A) the results, data, reports, findings, studies, surveys, and other information obtained under this section;

(B) the means and approaches by which the objectives described in subsection (b) were accomplished; and

(C) information regarding the manner and extent to which collaboration and consultation were conducted, as required by subsection (d).

**(2) Formats to be used**

The information described in paragraph (1) shall be shared in formats that facilitate access and ease of use and are searchable.

**(g) Authorization of appropriations**

**(1) In general**

There are authorized to be appropriated to carry out this section \$3,500,000 for each of the fiscal years 2020 through 2025.

**(2) Availability of funds**

Sums appropriated under paragraph (1) for any fiscal year shall remain available for obligation until expended.

(Pub. L. 94-462, title II, §210, as added Pub. L. 108-81, title I, §105, Sept. 25, 2003, 117 Stat. 996; amended Pub. L. 111-340, title I, §106, Dec. 22, 2010, 124 Stat. 3598; Pub. L. 115-410, §5, Dec. 31, 2018, 132 Stat. 5413.)

**Editorial Notes**

REFERENCES IN TEXT

This chapter, referred to in subsec. (b)(3), was in the original “this Act” and was translated as reading “this title”, meaning title II of Pub. L. 94-462, known as the Museum and Library Services Act, to reflect the probable intent of Congress.

AMENDMENTS

2018—Pub. L. 115-410, §5(1), substituted “Policy research, data collection, analysis and modeling, evaluation, and dissemination” for “Policy research, analysis, data collection, and dissemination” in section catchline.

Subsecs. (a) to (f). Pub. L. 115-410, §5(3), added subsecs. (a) to (f) and struck out former subsecs. (a) to (e) which required the Director annually to conduct policy research, analysis, and data collection to improve the Nation’s museum, library, and information services, set out requirements and objectives for the research, required dissemination of the results, and provided contract authority. Former subsec. (f) redesignated (g).

Subsec. (g). Pub. L. 115-410, §5(2), redesignated subsec. (f) as (g).

Subsec. (g)(1). Pub. L. 115-410, §5(4), substituted “each of the fiscal years 2020 through 2025” for “fiscal year 2011 and such sums as may be necessary for each of the fiscal years 2012 through 2016”.

2010—Pub. L. 111-340 amended section catchline and text generally. Prior to amendment, text read as follows: “From amounts described in sections 9123(c) and 9176(b) of this title, the Director shall carry out and publish analyses of the impact of museum and library services. Such analyses—

“(1) shall be conducted in ongoing consultation with—

“(A) State library administrative agencies;

“(B) State, regional, and national library and museum organizations; and

“(C) other relevant agencies and organizations;

“(2) shall identify national needs for, and trends of, museum and library services provided with funds made available under subchapters II and III of this chapter;

“(3) shall report on the impact and effectiveness of programs conducted with funds made available by the Institute in addressing such needs; and

“(4) shall identify, and disseminate information on, the best practices of such programs to the agencies and entities described in paragraph (1).”

#### § 9109. Prohibition on use of funds for construction

No funds appropriated to carry out this chapter, subchapter II of this chapter, or subchapter III of this chapter may be used for construction expenses.

(Pub. L. 94-462, title II, §210A, as added Pub. L. 108-81, title I, §105, Sept. 25, 2003, 117 Stat. 997.)

#### § 9110. Hearings

The Director is authorized to conduct hearings at such times and places as the Director determines appropriate for carrying out the purposes of this subchapter.

(Pub. L. 94-462, title II, §210B, as added Pub. L. 111-340, title I, §107, Dec. 22, 2010, 124 Stat. 3599.)

#### § 9111. Administrative funds

Notwithstanding any other provision of this chapter, the Director shall establish one account to be used to pay the Federal administrative costs of carrying out this chapter, and not more than \$17,000,000 of the total funds appropriated under sections 9108(g), 9123, and 9176 of this title shall be placed in such account.

(Pub. L. 94-462, title II, §210C, as added Pub. L. 111-340, title I, §108, Dec. 22, 2010, 124 Stat. 3599; amended Pub. L. 115-410, §6, Dec. 31, 2018, 132 Stat. 5415.)

#### Editorial Notes

##### REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act” and was translated as reading “this title”, meaning title II of Pub. L. 94-462, known as the Museum and Library Services Act, to reflect the probable intent of Congress.

##### AMENDMENTS

2018—Pub. L. 115-410 substituted “\$17,000,000 of the total funds” for “a total of 7 percent of the funds” and “sections 9108(g), 9123, and 9176 of this title” for “sections 9108(f), 9123, and 9176 of this title”.

## SUBCHAPTER II—LIBRARY SERVICES AND TECHNOLOGY

### § 9121. Purpose

It is the purpose of this subchapter—

(1) to enhance coordination among Federal programs that relate to library, education, and information services;

(2) to promote continuous improvement in library services in all types of libraries in order to better serve the people of the United States;

(3) to facilitate access to resources in all types of libraries for the purpose of cultivating an educated and informed citizenry;

(4) to encourage resource sharing among all types of libraries for the purpose of achieving economical and efficient delivery of library services to the public;

(5) to promote literacy, education, and life-long learning, including by building learning partnerships with school libraries in our Nation’s schools, including tribal schools, and developing resources, capabilities, and programs in support of State, tribal, and local efforts to offer a well-rounded educational experience to all students;

(6) to enable libraries to develop services that meet the needs of communities throughout the Nation, including people of diverse geographic, cultural, and socioeconomic backgrounds, individuals with disabilities, residents of rural and urban areas, Native Americans, military families, veterans, and caregivers;

(7) to enable libraries to serve as anchor institutions to support community revitalization through enhancing and expanding the services and resources provided by libraries, including those services and resources relating to workforce development, economic and business development, critical thinking skills, health information, digital literacy skills, financial literacy and other types of literacy skills, and new and emerging technology;

(8) to enhance the skills of the current library workforce and to recruit future professionals, including those from diverse and underrepresented backgrounds, to the field of library and information services;

(9) to ensure the preservation of knowledge and library collections in all formats and to enable libraries to serve their communities during disasters;

(10) to enhance the role of libraries within the information infrastructure of the United States in order to support research, education, and innovation;

(11) to promote library services that provide users with access to information through national, State, local, regional, and international collaborations and networks; and

(12) to encourage, support, and disseminate model programs of library and museum collaboration.

(Pub. L. 94-462, title II, §212, as added Pub. L. 104-208, div. A, title I, §101(e) [title VII, §702], Sept. 30, 1996, 110 Stat. 3009-233, 3009-295; amended Pub. L. 108-81, title II, §201, Sept. 25, 2003, 117 Stat. 997; Pub. L. 111-340, title II, §201, Dec. 22,