

1-1 By: Staples, Ellis S.B. No. 483
1-2 (In the Senate - Filed February 14, 2005; February 22, 2005,
1-3 read first time and referred to Committee on Government
1-4 Organization; March 16, 2005, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; March 16, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to allowing designated public school libraries to
1-9 participate in group purchasing agreements with the TexShare
1-10 Library Consortium.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 441.223, Government Code, is amended to
1-13 read as follows:

1-14 Sec. 441.223. FINDINGS; PURPOSE AND METHODS. The
1-15 legislature finds that it is necessary to assist libraries at
1-16 public and private or independent institutions of higher education,
1-17 public libraries, designated public school libraries, and
1-18 libraries of nonprofit corporations to promote the public good by
1-19 achieving the following public purposes through the following
1-20 methods:

1-21 (1) to promote the future well-being of the citizenry,
1-22 enhance quality teaching and research excellence at institutions of
1-23 higher education through the efficient exchange of information and
1-24 the sharing of library resources, improve educational resources in
1-25 all communities, and expand the availability of information about
1-26 clinical medical research and the history of medicine;

1-27 (2) to maximize the effectiveness of library
1-28 expenditures by enabling libraries to share staff expertise and to
1-29 share library resources in print and in an electronic form,
1-30 including books, journals, technical reports, and databases;

1-31 (3) to increase the intellectual productivity of
1-32 students and faculty at the participating institutions of higher
1-33 education by emphasizing access to information rather than
1-34 ownership of documents and other information sources; ~~and~~

1-35 (4) to facilitate joint purchasing agreements for
1-36 purchasing information services and encourage cooperative research
1-37 and development of information technologies; and

1-38 (5) to enhance the ability of public schools to
1-39 further student achievement and lifelong learning through
1-40 designated public school library participation in group purchasing
1-41 agreements.

1-42 SECTION 2. Section 441.224, Government Code, is amended to
1-43 read as follows:

1-44 Sec. 441.224. MEMBERSHIP; FEES. (a) Membership in the
1-45 consortium is open to all institutions of higher education, all
1-46 public libraries that are members of the state library system, and
1-47 all libraries of nonprofit corporations.

1-48 (b) The director and librarian may establish categories of
1-49 consortium services and assess different fees ~~[to members]~~ for
1-50 different categories of consortium services.

1-51 SECTION 3. Section 441.229, Government Code, is amended to
1-52 read as follows:

1-53 Sec. 441.229. GROUP PURCHASING AGREEMENTS. (a) For the
1-54 purposes of administering this subchapter, the commission may enter
1-55 into group purchasing agreements on behalf of ~~[members of]~~ the
1-56 consortium under which materials or services may be obtained at
1-57 discount rates by two or more libraries if the commission
1-58 determines that the agreements offer the most cost-effective method
1-59 of purchasing library materials or services for ~~[members of]~~ the
1-60 consortium.

1-61 (b) The commission may designate public school libraries
1-62 that may participate in group purchasing agreements provided to the
1-63 consortium. The commission by rule shall establish criteria for
1-64 the participation.

2-1 (c) The commission may allow designated public school
2-2 libraries to participate in a group purchasing agreement only to
2-3 the extent that the commission may do so efficiently and only in a
2-4 manner that does not reduce services to consortium members.

2-5 SECTION 4. This Act takes effect September 1, 2005.

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