

CHAPTER 134

LIBRARIES

134.01 SCHOOLS MAY PROVIDE LIBRARIES; MAINTENANCE.

HISTORY. 1921 c. 397 s. 1; G.S. 1923 s. 3015; M.S. 1927 s. 3015.

Statutes such as the one providing for establishment of school libraries deal expressly with the matter of education. By their terms they impose both duties and restrictions upon the board of education. State ex rel v Erickson, 190 M 223, 251 NW 519.

Recreational programs conducted under sections 471.15 to 471.19 do not include library service. 1942 OAG 47, Oct. 2, 1942 (285-D).

134.02 SCHOOL BOARD TO VOTE FUNDS.

HISTORY. 1921 c. 397 s. 2; G.S. 1923 s. 3016; M.S. 1927 s. 3016.

134.03 TAX LEVY FOR LIBRARY PURPOSES.

HISTORY. 1921 c. 397 s. 3; G.S. 1923 s. 3017; M.S. 1927 s. 3017; 1929 c. 210; M. Supp. 1927 s. 3017.

A village cannot contract with a school district for the establishment and maintenance of a public library under the supervision of the school district, but the village may place library books in the school library and retain title thereto. OAG Feb. 19, 1936 476a-6).

134.04 STATE DEPARTMENT OF EDUCATION TO FURNISH LIST OF BOOKS.

HISTORY. 1921 c. 397 s. 4; G.S. 1923 s. 3018; M.S. 1927 s. 3018.

134.05 STATE TO PAY ONE-HALF.

HISTORY. 1921 c. 397 s. 5; G.S. 1923 s. 3019; M.S. 1927 s. 3019.

134.06 SCHOOL AND VILLAGE LIBRARIES MAY COMBINE.

HISTORY. 1921 c. 397 s. 6; G.S. 1923 s. 3020; M.S. 1927 s. 3020.

A member of the school board cannot be employed jointly by the district and a municipality as librarian, but may be employed by the municipality after the service has been contracted for, in view of section 620.04. OAG Sept. 9, 1929.

A village cannot contract with a school district for the establishment and maintenance of a public library, under the supervision of the school district, but the village may place library books in the school library and retain title thereto. OAG Feb. 19, 1936 (476a-6).

The school board of Hopkins may contract with the County of Hennepin for the furnishing of library service by the latter. OAG April 10, 1931.

Government responsibility for torts; libraries. 26 MLR 352.

134.07 ESTABLISHMENT AND MAINTENANCE OF LIBRARIES AND READING-ROOMS; TAX.

HISTORY. 1879 c. 106 s. 1; 1893 c. 100 s. 1; 1903 c. 173 s. 1; R.L. 1905 s. 2255; 1913 c. 509 s. 1; G.S. 1913 s. 4916; G.S. 1923 s. 5661; M.S. 1927 s. 5661; 1945 c. 319 s. 1.

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Where a library board has the funds for a building, the village council may set aside village land for the building without a submission of the matter to the electors. OAG July 23, 1929.

A town or village should not appropriate money out of the general fund for library purposes, but should make such provision by a levy. OAG June 30, 1939 (285B).

A member of the library board may not enter into a contract of employment with such board. OAG May 8, 1934 (59a-26).

Money in the library fund may be used to defray part of the cost of building and furnishing a building, part of which is to be used by the library, the rest of the building being used for municipal purposes. 1936 OAG 34, June 12, 1935 (481b-2).

134.08 WHEN ESTABLISHED BY VOTE; EXISTING LIBRARIES.

HISTORY. 1895 c. 140; 1903 c. 173 s. 1; R.L. 1905 s. 2256; G.S. 1913 s. 4917; G.S. 1923 s. 5662; M.S. 1927 s. 5662.

The manner of choosing a library board for a public library in a city of the fourth class with a commission form of government under a home rule charter which does not describe the manner of choosing the board, discussed. OAG Nov. 29, 1933.

134.09 DIRECTORS; TERM; REMOVAL.

HISTORY. 1903 c. 173 ss. 2, 3; R.L. 1905 s. 2257; G.S. 1913 s. 4918; G.S. 1923 s. 5663; M.S. 1927 s. 5663; 1943 c. 245 s. 1, 1945 c. 46 ss. 1, 2.

The positions of member of library board and member of the school board are not incompatible. OAG Aug. 1, 1933.

The appointment or election of the members of the library board should be prescribed by the terms of the home rule charter. OAG Aug. 24, 1937 (285a).

All appointments to the library board of directors must be approved by the council. OAG Aug. 25, 1938 (59a-26).

134.10 VACANCIES; COMPENSATION.

HISTORY. 1903 c. 173 s. 4; R.L. 1905 s. 2258; G.S. 1913 s. 4919; G.S. 1923 s. 5664; M.S. 1927 s. 5664.

134.11 ORGANIZATION OF BOARD; RULES.

HISTORY. 1903 c. 173 s. 5; R.L. 1905 s. 2259; G.S. 1913 s. 4920; G.S. 1923 s. 5665; M.S. 1927 s. 5665.

A member of the library board may not appoint himself as librarian. OAG Jan. 10, 1934.

A library board member should not be employed and paid by the board of which he is a member. OAG June 30, 1939 (285B).

No part of the library fund may be used in remodeling the village hall so as to correspond with the library building to be attached to it. OAG May 7, 1929.

A part of the library fund may be used to defray a part of the cost of building and furnishing village hall, a portion of which will be used by the library board for library and reading room purposes. OAG June 12, 1935 (481b-2).

The home rule charter of St. Cloud would indicate that the library board could not expend any money in excess of the actual cash received. OAG Jan. 5, 1931.

A county may levy a tax for the purpose of assisting in the maintenance of the public library of a city. OAG March 25, 1939, (285B).

Mayor and city councilmen of Eveleth are personally liable in event of illegal expenditures by the library board. OAG Aug. 5, 1944 (285a).

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134.12 NON-RESIDENTS; CONTRACTS TO LOAN BOOKS; TAX.

HISTORY. 1903 c. 173 s. 1; 1905 c. 257; R.L. 1905 s. 2260; 1913 c. 509 s. 2; G.S. 1913 s. 4921; G.S. 1923 s. 5666; M.S. 1927 s. 5666.

There being a library in Janesville, the commissioners of Waseca County may not contract with Mankato or Owatonna for library service in Waseca county. 1940 OAG 144, Nov. 10, 1939 (285b).

134.13 DIRECTORS NOW IN OFFICE; REPORT; EXCEPTIONS.

HISTORY. 1903 c. 173 ss. 6, 7; R.L. 1905 s. 2261; 1911 c. 181 s. 1; G.S. 1913 s. 4922; G.S. 1923 s. 5667; M.S. 1927 s. 5667; 1945 c. 40 s. 1.

134.14 TITLE TO PROPERTY; FREE USE.

HISTORY. 1903 c. 176 ss. 8, 9; R.L. 1905 s. 2262; G.S. 1913 s. 4923; G.S. 1923 s. 5668; M.S. 1927 s. 5668.

134.15 GIFTS; CONTRACTS.

HISTORY. 1901 c. 93 s. 1; 1903 c. 173 s. 1; R.L. 1905 s. 2263; G.S. 1913 s. 4924; G.S. 1923 s. 5669; M.S. 1927 s. 5669.

134.16 CERTAIN VILLAGES AND TOWNS TO ESTABLISH PORTABLE AND CIRCULATING LIBRARIES.

HISTORY. 1933 c. 176 s. 1; M. Supp. s. 5669-1.

134.17 SALARY OF LIBRARIAN.

HISTORY. 1913 c. 199 ss. 1, 2; M. Supp. 1927 ss. 1592-8, 1592-9.

134.18 PRIVILEGES EXTENDED TO COUNTIES AND VILLAGES.

HISTORY. 1907 c. 289 s. 1; G.S. 1913 s. 1619; G.S. 1923 s. 1591; M.S. 1927 s. 1591.

134.19 ONE MILL TAX FOR LIBRARY BOARD.

HISTORY. 1907 c. 289 s. 2; G.S. 1913 s. 1620; G.S. 1923 s. 1592; M.S. 1927 s. 1592.