

Notice of Proposed Rule

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: RULE TITLE:

1B-2.011 Library Grant Programs

PURPOSE AND EFFECT: The purpose of this rule amendment is to update and establish in rule the most recent grant program documents for the following grant programs: State Aid to Libraries Grant, Library Construction Grant, Library Cooperative Grant, and Library Services and Technology Act Grant. The rule amendment would incorporate the updated grant program documents as materials incorporated by reference in Rule 1B-2.011, and it would clarify the grant program processes and definitions.

SUMMARY: The proposed rule amendment would incorporate updated grant program documents as materials incorporated by reference in Rule 1B-2.011.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used a checklist to conduct an economic analysis and determine whether there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), Florida Statutes. Based on this analysis, it was determined that the Department's proposed rule does not increase fees or otherwise impose any other costs, directly or indirectly, on the regulated industry. Based on this information, the Department determined there will be no adverse impact to small businesses and the potential regulatory costs of the proposed rule do not exceed any of the criteria established in section 120.541(2)(a), Florida Statutes. Additionally, no interested party submitted additional information regarding the economic impact.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: Sections 257.14, 257.191, and 257.41(2), Florida Statutes.

LAW IMPLEMENTED: Sections 257.12, 257.15, 257.16, 257.17, 257.171, 257.172, 257.18, 257.191, 257.192, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25, 257.40, 257.41, 257.42, Florida Statutes.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jillian Pratt, Assistant General Counsel, Florida Department of State, at jillian.pratt@dos.fl.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

1B-2.011 Library Grant Programs.

(1) No change.

(2) Applicants for grants shall meet the eligibility and application requirements as set forth in the following guidelines for each grant program:

(a) State Aid to Libraries Grant Guidelines, <http://www.flrules.org/Gateway/reference.asp?No=Ref-17109> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15322>~~, effective ~~xx-xxxx 05-2023~~, which contain guidelines and instructions; Certification of Credentials – Single Library Administrative Head (Form DLIS/SA01), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17106>, effective ~~xx-xxxx 05-2023~~; Grant Agreement (Form DLIS/SA02), effective ~~xx-xxxx 05-2023~~; Annual Statistical Report Form for Florida's Public Libraries (Form DLIS/SA03), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17107> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15323>~~, effective ~~xx-xxxx 05-2023~~; Certification of Hours, Free Library Service and Access to Materials (Form DLIS/SA04),

<http://www.flrules.org/Gateway/reference.asp?No=Ref-17108>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15324>, effective xx-xxxx 05-2023.~~

(b) Public Library Construction Grants Guidelines, <http://www.flrules.org/Gateway/reference.asp?No=Ref-17098> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15325>~~, effective xx-xxxx 05-2023, which contains guidelines and instructions; and Public Library Construction Grant Agreement (Form DLIS/PLC01), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17097>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15326>, effective xx-xxxx 05-2023.~~

(c) Library Cooperative Grant Guidelines, <http://www.flrules.org/Gateway/reference.asp?No=Ref-17101> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15327>~~, effective xx-xxxx 05-2023, which contains guidelines, ~~and~~ instructions, ~~and the~~; Annual Statistical Report Form for Multitype Library Cooperatives (Form DLIS/LCG01), effective xx-xxxx 05-2023; Grant Agreement (Form DLIS/LCG02), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17100>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15328>~~, effective xx-xxxx 05-2023; and the Florida Library Information Network Manual <http://www.flrules.org/Gateway/reference.asp?No=Ref-17099> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15329>~~, effective xx-xxxx 05-2023.

(d) The Library Services and Technology Act Grant Guidelines, <http://www.flrules.org/Gateway/reference.asp?No=Ref-17105>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15330>~~, effective xx-xxxx 05-2023, which contains guidelines and instructions, Library Services and Technology Act Grant Agreement (Form DLIS/LSTA01), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17102>, effective xx-xxxx, MLS Certification (Form DLIS/LSTA02), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17103>

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-15331>~~, effective xx-xxxx, and Certification Regarding Trafficking in Persons (Form DLIS/LSTA03), <http://www.flrules.org/Gateway/reference.asp?No=Ref-17104>, effective xx-xxxx 05-2023 and Grant Agreement (Form DLIS/LSTA01), <http://www.flrules.org/Gateway/reference.asp?No=Ref-15332>, effective 05-2023.

~~(e) The Community Libraries in Caring Program Application, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01122>, effective 4-10-12; which contains instructions and application (Form DLIS/CLIC01), effective 11-16-04; Annual Report (Form DLIS/CLIC02), effective 11-16-04; and Grant Agreement (Form DLIS/CLIC03), <http://www.flrules.org/Gateway/reference.asp?No=Ref-01123>, effective 4-10-12.~~

(3) through (4) No change.

Rulemaking Authority 257.14, 257.191, 257.192, 257.24, 257.41(2) FS. Law Implemented 257.12, 257.15, 257.16, 257.17, 257.171, 257.172, 257.18, 257.191, 257.192, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25, 257.40, 257.41, 257.42 FS. History—New 1-25-93, Amended 7-17-96, 4-1-98, 2-14-99, 4-4-00, 12-18-00, 11-20-01, 3-20-02, 1-9-03, 12-28-03, 11-16-04, 2-21-06, 2-21-07, 1-24-08, 4-1-10, 4-21-10, 4-10-12, 12-25-13, 7-8-14, 4-7-15, 7-12-16, 7-6-17, 4-30-18, 11-19-18, 7-1-19, 3-17-20, 2-27-22, 5-4-23, x-xx-xx.

NAME OF PERSON ORIGINATING PROPOSED RULE: Amy L. Johnson, Director/State Librarian, Division of Library and Information Services.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cord Byrd, Secretary of State.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 14, 2024.