

This rule was filed as NMSL 85-2.

TITLE 4 CULTURAL RESOURCES
CHAPTER 5 STATE LIBRARY
PART 6 LIBRARY SERVICES CONSTRUCTION ACT TITLE II

4.5.6.1 ISSUING AGENCY: Office of Cultural Affairs, Library Division (New Mexico State Library).
[Recompiled 10/31/01]

4.5.6.2 SCOPE: [RESERVED]
[Recompiled 10/31/01]

4.5.6.3 STATUTORY AUTHORITY: [RESERVED]
[Recompiled 10/31/01]

4.5.6.4 DURATION: [Permanent]
[Recompiled 10/31/01]

4.5.6.5 EFFECTIVE DATE: [Filed February 28, 1985]
[Recompiled 10/31/01]

4.5.6.6 OBJECTIVE: The program for library construction for New Mexico is an integral part of the New Mexico state library five year program. The purpose of the Library Services and Construction Act (LSCA) Title II is to encourage and supplement local government efforts in establishing library facilities for providing high quality library service to its community.
[Recompiled 10/31/01]

4.5.6.7 DEFINITIONS: [RESERVED]
[Recompiled 10/31/01]

4.5.6.8 ELIGIBILITY: To be eligible to receive LSCA Title II funds, a library must meet the following requirements:
A. The library must be eligible to receive state grants in aid (NMSL Rule 81-2) [now 4.5.2 NMAC].
B. Local matching funds in the amount of fifty percent of the total cost of construction must be currently available.
C. The library must be able to demonstrate inadequacy of current facilities.
D. At the time of application, the library must be able to demonstrate significant preliminary planning.
[Recompiled 10/31/01]

4.5.6.9 PRIORITIES: The following priorities will be considered in ranking applications:
A. remodeling existing library facilities in order to make them accessible to the handicapped;
B. renovation or remodeling to accomodate new technologies;
C. incorporation of energy conservation measures into building design;
D. engaging a qualified architect to work with the public library staff in designing new or remodeled library facilities;
E. construction which will result in significant improvement in library services.
[Recompiled 10/31/01]

4.5.6.10 DISTRIBUTION OF FUNDS:
A. These grants are competitive.
B. Projects will be selected for funding according to the above priorities.
C. Grants will be awarded based on information supplied at the time of application.
D. The library must agree to enter into a formal contract with the state library.
E. The library must agree to comply with all federal regulations for LSCA assisted projects.

[Recompiled 10/31/01]

4.5.6.11 APPEAL PROCESS: Libraries wishing to appeal a decision have an opportunity for a hearing before the state library, under provisions of NMSL Rule 85-1 [now 4.5.1 NMAC].

[Recompiled 10/31/01]

HISTORY OF 4.5.6 NMAC:

Pre-NMAC History: The material in this Part was derived from that previously filed with the Commission of Public Records and Archives:

NMSL 73-1, Rules and Regulations for Library Construction, Attachment I to New Mexico State Library Five Year Program, 3-9-73.

NMSL 73-2, Rules and Regulations for Library Construction, Attachment I to New Mexico State Library Five Year Program, 5-3-73.

NMSL Rule 83-1, Library Services Construction Act Title II, Rules and Regulations, 7-8-83.

NMSL Rule 85-2, Library Services Construction Act Title II, Rules and Regulations, 2-28-85.

History of Repealed Material: [RESERVED.]