

## HOUSE BILL No. 2539

By Representatives Amyx and Neelly

1-26

AN ACT concerning libraries; relating to the Eudora community library district; requiring the adoption of a joint resolution to provide for the election of members of the board of directors of such district; amending K.S.A. 12-1295, 12-1296 and 12-1298 and repealing the existing sections.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 12-1295 is hereby amended to read as follows: 12-1295. ~~When~~As used in the Eudora community library district act:

(a) "Eudora community library district" means all territory located within the boundaries of the city of Eudora and the Eudora township; and

(b) "board" means the board of directors of the Eudora community library district ~~appointed pursuant to the provisions of this act.~~

Sec. 2. K.S.A. 12-1296 is hereby amended to read as follows: 12-1296. (a) The governing body of the city of Eudora and the Eudora township board shall adopt a joint resolution creating a library district. The joint resolution creating the Eudora community library district shall include the following provisions:

(1) The library district board shall be appointed as provided in the joint resolution;

(2) the library district board shall replace the existing Eudora township library board; and

(3) the Eudora community library district shall maintain the Eudora township public library at the discretion of the library district board.

(b) A copy of the joint resolution creating the Eudora community library district shall be filed with the county clerk.

(c) *(1) Notwithstanding the provisions of subsection (a), the governing body of the city of Eudora and the Eudora township board shall adopt a joint resolution providing for the election of the members of the board of directors of the Eudora community library district established pursuant to subsection (a) by the qualified electors of the district. Such joint resolution shall:*

*(A) Require the election of members of the board of directors in even-numbered years;*

*(B) set the date for commencement of terms of such members;*

*(C) establish the terms of such members, provided that such terms*

1 *not exceed four years, and may provide for initial elected terms of various*  
2 *duration so as to create staggered terms of office; and*

3 *(D) provide for the appointment of members whenever there is a*  
4 *vacancy in a position on the board of directors. Such appointee shall only*  
5 *serve for the remainder of the unexpired portion of the term of the vacated*  
6 *position.*

7 *(2) A copy of the joint resolution shall be filed with the county clerk.*

8 Sec. 3. K.S.A. 12-1298 is hereby amended to read as follows: 12-  
9 1298. (a) A library district created pursuant to this act shall be governed by  
10 a library district board. The board shall consist of five directors who shall  
11 be qualified electors of the library district and shall have terms of office as  
12 established by the joint resolution *adopted pursuant to K.S.A. 12-1296(c),*  
13 *and amendments thereto.* Board members appointed by the Eudora  
14 township library board shall continue to serve in their offices as directors  
15 of the Eudora community library district board until their respective terms  
16 expire and ~~until their successors are appointed by the city of Eudora and~~  
17 ~~the Eudora township~~ *elected as provided in the joint resolution adopted*  
18 *pursuant to K.S.A. 12-1296(c), and amendments thereto.*

19 (b) Directors serving on the library district board shall receive no  
20 compensation, but shall be reimbursed for their actual and necessary  
21 expenses in attending meetings and in carrying out their duties as  
22 directors.

23 Sec. 4. K.S.A. 12-1295, 12-1296 and 12-1298 are hereby repealed.

24 Sec. 5. This act shall take effect and be in force from and after its  
25 publication in the statute book.