

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Senator FELDMAN

AN ACT concerning library records and supplementing chapter 73
of Title 18A of the New Jersey Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. For the purposes of this act:

2 a. "Library" means a library maintained by any State or local
3 governmental agency, school, college, or industrial, commercial or
4 other special group, association or agency, whether public or pri-
5 vate.

6 b. "Library record" means any document or record, however
7 maintained, the primary purpose of which is to provide for control
8 of the circulation or other public use of library materials.

1 2. Library records which contain the names or other personally
2 identifying details regarding the users of libraries are confidential
3 shall not be disclosed except in the following circumstances:

4 a. The records are necessary for the proper operation of the
5 library;

6 b. Disclosure is requested by the user; or

7 c. Disclosure is required pursuant to **a** subpoena **issued by a*
8 *court** or court order. ²

1 3. The State Librarian shall adopt pursuant to section 18 of
2 P. L. 1969, c. 158 (C. 18A:73-33) and the "Administrative Pro-
3 cedure Act," P. L. 1968, c. 410 (C. 52:14B-1 et seq.) rules and regu-
4 lations necessary to effectuate the purposes of this act.

1 4. This act shall take effect immediately.

Matter printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

²---Assembly committee amendment adopted November 19, 1984.