

FINAL

MSL COMMISSION MEETING TELECONFERENCE FEBRUARY 17, 2009

ATTENDEES:

Commissioners: Bonnie Allen, Don Allen, Colet Bartow, Joyce Funda, Marsha Hinch and Ron Moody. Nora Smith was excused.

Staff: Bob Cooper, Kris Schmitz, Darlene Staffeldt, Jennie Stapp and Marlys Stark.

Visitors: None

Chairman Hinch called the meeting to order at 12:01 p.m.

DISCUSSION OF AUTHORIZATION FOR STATE LIBRARIAN TO MOVE FORWARD WITH AGENCY ATTORNEY TO FILE AMICUS CURIAE IN THE BOARD OF TRUSTEES, BUTTE-SILVER BOW PUBLIC LIBRARY VS. BUTTE-SILVER BOW COUNTY MONTANA SUPREME COURT CASE:

The commission had a brief review of the previous discussion at the February 11, 2009 Commission meeting. The Commissioners all agreed that the brief should be filed and that there needs to be a motion directing the State Librarian to move forward.

Motion by Commissioner Moody that the State Library Commission should direct the State Librarian to move ahead with the agency attorney to file a motion to be able to file a Amicus Curiae brief, then file the Amicus Curiae brief if permitted and finally to pay the cost of attorney fees relevant to this issue from the State Library operations.

There is no definite time frame for the Supreme Court to hear the case and the estimated attorney fees range from \$2,500 to \$4,000.

The motion passed.

ADJOURNMENT:

The meeting was adjourned at 12:14 p.m.