

DRAFT

**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.**