

**2015-2016 ALA CD#2.1\_Revised\_ 62016\_act  
2016 ALA Annual Conference**

**ALA COUNCIL**

**MINUTES**

**2016 ALA MIDWINTER MEETING**

**Boston, Massachusetts**

***AMERICAN LIBRARY ASSOCIATION***

**VOLUME 52**

## ALA COUNCIL MINUTES

2016 ALA Midwinter Meeting  
ALA Council/Executive Board/Membership Information Session  
Saturday, January 9, 2016  
3:00–4:30 p.m.  
Westin Boston Waterfront Hotel, Grand Ballroom  
Boston, Massachusetts

The customary information session was held in accordance with Policy A.4.2.5.2, which states that at least one joint session of the Membership and Council with the Executive Board shall be held for information only prior to other meetings of Council and Membership. The information session was convened at 3:00 pm on Saturday, January 9, 2016, in the Grand Ballroom of the Westin Boston Waterfront Hotel.

**INTRODUCTIONS AND ANNOUNCEMENTS.** Following the convening of the meeting, ALA President Sari Feldman introduced ALA Parliamentarian Eli Mina; ALA President-Elect Julie Beth Todaro; and ALA Executive Director and Secretary of the Council Keith Michael Fiels. ALA staff members assisting with the Council meetings were JoAnne Kempf, Director, Office of ALA Governance; Lois Ann Gregory-Wood, ALA Council Secretariat; Danielle Alderson, Projectionist; and Heather Theriaque, Captionist.

**ALA PRESIDENT’S REPORT, ALA CD#21.** ALA President Sari Feldman spoke of her presidential initiative that interfaces with ALA’s new, multi-year public awareness campaign— *Libraries Transform*, designed to increase public awareness on the ways libraries of all types transform people’s lives and our communities.

The multi-year campaign will include national media outreach, public service announcements, a social media campaign, and ongoing events. This campaign was launched in Washington, DC, in October 2015.

Feldman presented a short video highlighting the campaign messaging and how social media is effectively communicating and amplifying those messages.

Feldman said the ALA public awareness staff has developed an aggressive social media calendar for the next several months to keep the messages fresh, interesting, and engaging for target audiences. Jeff Julian was hired as the new ALA Director of Public Awareness to run this campaign. Jeff previously served as the Executive Director of Communications at Elgin (Illinois) Community College.

**ALA PRESIDENT-ELECT’S REPORT, ALA CD#29.** Julie B. Todaro provided a brief report on ALA and Council committee appointments for the upcoming appointment cycle; her liaison appointment to the Task Force on Equity, Diversity, and Inclusion; and her presidential initiative: “Libraries Transform: the Expert in the Library”; and other planned activities for the 2016 ALA Annual Conference in Orlando, Florida, June 23-28, 2016.

**ALA EXECUTIVE DIRECTOR’S REPORT, ALA CD#23.** Keith Michael Fiels noted that his written report—distributed eight (8) times a year—encapsulates an incredible record of what is going on throughout the Association.

Fiels spoke of the reauthorization of the Elementary and Secondary Education Act (ESEA), signed into law by President Barack Obama on December 10, 2015. This is the culmination of a ten-year effort by ALA members and staff to educate Congress on the important role that school libraries play in a student’s education. He said that reality is reflected in the language of this law.

Fiels mentioned that the ALA Center for the Future of Libraries, directed by Miguel Figueroa, produces a weekly newsletter providing articles to help libraries think about the future of their collections, spaces, services, partners, and roles in their community..

Fiels spoke of the second Sharjah International Book Fair/ALA Library Conference in the United Arab Emirates (UAE), November 10-12, 2015, at which ALA President Sari Feldman was the opening keynote speaker on *Libraries Transform*.

Fiels also introduced Jamie LaRue, newly appointed Director of the ALA Office for Intellectual Freedom and Executive Director of the Freedom to Read Foundation. LaRue’s first day at ALA was January 4, 2016.

**BUDGET ANALYSIS AND REVIEW COMMITTEE (BARC) REPORT, ALA CD#33.** After reporting on the revenues and expenses for FY15, and providing an update on the FY16 budget, Ann M. Martin, BARC chair, reported the beginning preparation for FY17.

Martin informed the audience that the total FY16 ALA budgetary ceiling is \$68,657,188. The ALA budgetary ceiling is determined by the net assets, comprised of the unexpended balance remaining from the fiscal year closing, plus revenue, which is anticipated income for the coming year.

Martin then provided FY16 first quarter highlights. She noted that the total revenues and the total expenses were slightly down, making the difference between them minimal for this time period.

General fund highlights are on budget. Expenses are on budget. Revenue in ALA Editions is less than budget due to higher book discounts and credits and lower online sales.

Division expenses were less than budget due to activities in AASL, PLA, and Choice. Division revenues were also less than budget. Accounting for this is the fact that all the revenues from the AASL national conference have not entered yet.

Round Table revenues are less than budget, as certain conference and related revenues have not been realized, primarily from the Ethnic & Multicultural Information Exchange Round Table (EMIERT) and ALA LearnRT. Expenses are less than budget as budgeted Midwinter Meeting-related expenses have not yet been realized or incurred. However, because revenues are higher than expenses, this leaves net revenue of \$13,989.

Martin said this first quarter financial snapshot shows how close we are to budget, which is good news, and provides ALA with the direction needed to go into the next quarter.

Martin noted BARC is very proud to provide financial information to ALA members through its *ALA Financial Learning Series*, which include Budget Planning for a Pre-conference or One-Time Event; Organizational Structure; Budget Cycle and Process; The Operating Agreement; The Long-Term Investment Fund, and Round Tables Financial Orientation.

The audience was invited to visit the Treasurer's webpage that offers reports, resources, and links to the webcasts, along with more pertinent information.

**ALA TREASURER'S REPORT, CD#13.** Mario Gonzalez reported on the FY15 budget, which closed August 31, 2015. Budget results were audited by ALA's auditor Mueller, LLP, in early November through December, 2015. The auditors met with the ALA Treasurer, ALA staff, and others involved with the budget process. Based on budget results, ALA remains a financially sound and strong organization and received the highest opinion from the auditors.

In reporting on the total ALA expenses and net revenues, Gonzalez said the ALA dues revenues were essentially flat, declining by \$55,605.

ALA Publishing had a positive fiscal year 2015 with a net revenue of \$630,000. *Booklist* had a strong year with a net revenue of \$1.376 million. ALA Editions' revenue was lower than projected, but that was offset by reductions in expected expenses. Digital resources, RDA, is finding its footing with improved revenue in most categories of its operations in its second year. Products and promotions also had a strong year. Publishing also contributed \$3.2 million in overhead.

Short-term investments were up due to a change in the working capital policy at the 2014 Midwinter Meeting. At that time, the ALA Executive Board approved a transfer of \$250,000 from the Endowment Fund. New grants were received from Dollar General, Gates Foundation, NEH, and AARP, and those added to the revenue impact. Total expenses were higher with grants and awards and conference-related activities. However, ALA spent what it received through grants, so the budget for the revenue and the expenses balanced.

The 2015 ALA Midwinter Meeting and Annual Conference revenue was up \$1 million with higher registration, exhibits, and advertising.

The year-to-year comparison of the general fund revenues was higher by \$758,000. This was offset by higher expenses of \$1.1 million, leaving ALA with a net revenue of \$279,000.

With regard to meeting and conference revenues and expenses, ALA had a very good annual conference in San Francisco. There were higher revenue figures in registration of \$416,000; advertising of \$294,000; and exhibit revenue of \$351,000. The Association of College and Research Libraries (ACRL) National Conference was extremely successful. Their registration fees grossed \$1.5 million; while exhibit fees stood at \$964,000.

Higher revenue was realized by the round tables, in part because the Coretta Scott King Seal sales totaled \$80,000; however, there were higher expenses across the board, which included a transfer of \$10,000 from the International Relations Round Table into IRRT endowment, leaving the total 20 round tables net balance of \$117,500. It was noted that 11 round tables had an increase in membership.

In closing, Gonzalez the ALA finance staff Mark Leon, Keith Brown, Brad Greene, Joanne Lee, Denise Moritz, and Latasha Bryant, as well as Keith Michael Fiels and Mary Ghikas for help and guidance through the financial process.

**ALA ENDOWMENT TRUSTEES REPORT, ALA CD#16.** In reporting on the stock market's poor performance over the past months, Rodney Hersberger, chair, said trustees were glad that ALA has diversified holdings. He then reviewed how the Endowment Fund directly supports the Association's activities and programs.

Hersberger then noted recent actions taken by the Endowment Trustees, which included:

- Conducting two new Trustees orientation with Investment Advisor and Staff;
- Adding two private equity managers to the portfolio;
- Conducting five Investment Advisor Request for Information (RFI) interviews;
- Continuing to meet in New York City to have access to a broader and deeper pool of available investment talent;
- Considering the investment of an additional \$1 million in Social Responsible Investment (SRI) assets class, which will depend on Merrill Lynch's impact study.

**2016 ALA NOMINATING COMMITTEE REPORT, ALA CD#26-26.1.** Larry P. Neal, chair, reported that by its June 12, 2015, deadline, the committee had secured several highly qualified candidates for ALA President-Elect and ALA Treasurer. The following persons were offered and accepted the nominations: ALA Vice-President/President-Elect: Sara Gaar Laughlin, Monroe County Public Library, Reference Department, Bloomington, IN, and Lisa Janicke Hinchliffe, Coordinator for Information Literacy, University of Illinois, Urbana, IL. ALA Treasurer: Susan H. Hildreth Executive Director, Peninsula Library System, San Mateo, CA, and Patricia (Patty) M. Wong, County Libraries/Archivist, Yolo County Library, Woodland, CA.

Between the time period of October and December 2015, both Sara Gaar Laughlin and Patty Wong had to withdraw from the election, due to family health issues.

After seeking guidance on a course of action to resolve this dilemma, the committee determined that the ALA bylaws were silent on this situation and thus the committee

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deferred to *Robert's Rules of Order*, which only requires a single candidate for each position.

The committee subsequently met via conference call and decided to affirm its support for its two nominated candidates (ALA Vice-President/President-Elect candidate Lisa Janicke Hinchliffe and ALA Treasurer candidate Susan H. Hildreth), and to take no further action.

In accordance with ALA Bylaws Article III, Section 3 (b), the ALA Nominating Committee shall also include on the official ballot other nominations filed with the Executive Director by petition of any 25 members of the Association at least four months before the Annual Conference, provided written consent of these nominees shall have been filed with the Executive Director of the Association.

ALA Executive Director Keith Michael Fiels reported that petitions for the office of ALA President-Elect have been filed by Christine Lind Hage, Director, Rochester Hills Public Library, Rochester, MI, and James "Jim" G. Neal, University Librarian Emeritus, Columbia University, Butler Library, New York, NY.

Also, petitions with consent have been filed for the position of ALA Councilor-at-Large by Steve Brantley, Associate Professor and Head of Reference Services, Eastern Illinois University, Charleston, IL; Terri L. Grief, School Librarian, McCracken County High School, Paducah, KY; Rochelle Hartmann, Adult Services Manager, Lacrosse Public Library, Lacrosse, WI; Sara Kelly Johns, Consultant and Speaker, School Library Programs, Saranac Lake, NY; Anita S. Kinney, Student, The Catholic University of America, Washington, DC; Edward L. Sanchez, Head of Library Information Technology, Raynor Memorial Libraries, Marquette University, Milwaukee, WI; and James K. Teliha, Director of Library and Learning Commons, Utica College, Utica, NY.

Electronic balloting will begin on March 15, 2016. Polls will close on April 22, 2016, at 11:59pm (central). The election results will be announced on April 29, 2016.

**ADJOURNMENT.** After several brief announcements, the meeting was adjourned.

**ALA Council I  
Sunday, January 10, 2016  
8:30-11:00am  
Westin Boston Waterfront Hotel, Grand Ballroom  
Boston, Massachusetts**

The first meeting of the ALA Council during the 2016 ALA Midwinter Meeting was convened at 8:30am on Sunday, January 10, 2016, in the Grand Ballroom of the Westin Boston Waterfront Hotel.

**ANNOUNCEMENTS AND INTRODUCTIONS.** President Sari Feldman reintroduced Parliamentarian Eli Mina, President-Elect Julie Beth Todaro, and ALA Executive Director and Secretary of the Council Keith Michael Fiels. ALA staff members assisting with the Council meetings were JoAnne Kempf, Director, Office of ALA Governance; Lois Ann Gregory-Wood, Council Secretariat; Danielle Alderson, Projectionist; and Heather Theriaque, Captionist.

Special guests included ALA presidential candidates Christine Lind Hage, Director Rochester (MI) Public Library; Lisa Janicke Hinchliffe, Coordinator for Information Literacy, University of Illinois, Urbana; and James G. Neal, University Librarian Emeritus, Columbia University, New York, NY; and ALA treasurer candidate Susan H. Hildreth, Executive Director, Peninsula Library System, San Mateo, CA. Other special guests included David Mao, Acting Librarian of Congress; Roberta Shaffer, Law Librarian of Congress; Robert R. Newlen, Chief of Staff Library of Congress; Sandy Hirsh, IRRIT Councilor and President, Association for Information Science and Technology; Chris Carbone, President-Elect, New Jersey Library Association; Daniel Cordova, President, Colorado Association of Libraries; Bryce Cundick, President, Maine Library Association; Debby Emerson, President-Elect, New York Library Association; Kelly Fann, President, Kansas Library Association; Alison Ames Galstad, President, Iowa Library Association; Susan L. Jennings, President, and Richard Groves, President-Elect, Tennessee Library Association; Mary Hastler, President, Maryland Library Association; Julee Hector, President, Nebraska Library Association; Julie Howe, President, Kentucky Library Association; Rodney Lippard, President, North Carolina Library Association; David Schroeder, President-Elect, Kentucky Library Association; Barbara K. Stripling, ALA Past President and President-Elect, New York Library Association; Kathleen A. Teaze, President-Elect, Maryland Library



Association; Margaret Woodruff, President-Elect, Vermont Library Association; and Robyn Young, President, Indiana Library Association

**THE ATTENDANCE AND VOTING RECORD** is attached as **Exhibit#1**.

**QUORUM.** A quorum was established at the beginning of each meeting.

**RULES FOR ALA COUNCIL MEETINGS, ALA CD#5.** By **CONSENT**, the ALA Council adopted the Rules for ALA Council Meetings.

**ESTABLISHING THE AGENDA, ALA CD#8.1 Revised.** By **CONSENT**, the ALA Council adopted the ALA Council I agenda, as amended to include the Resolution Against Islamophobia, ALA CD#32\_1716\_ACT.

**2015 ALA ANNUAL CONFERENCE MINUTES, ALA CD#2.** By **CONSENT**, the Minutes were adopted as distributed.

**NOMINATIONS FOR THE ALA EXECUTIVE BOARD ELECTION, ALA CD#11.** In accordance with the Constitution Article VII, Section 1 and 2, Bylaws Article III, Section 6(c), and Policy A.5.3, the Council Committee on Committees, (COC): Gladys Smiley Bell; Maria Carpenter; Stephen L. Matthews; Rocco A. Staino; and Julie Beth Todaro, chair, submitted the following slate of candidates for the election by Council of **THREE** (3) ALA Executive Board members. The first **two** (2) candidates receiving the highest number of votes will be elected to 3-year terms (2016–2019), and seated on the Executive Board at its fall meeting on October 21–23, 2016, in Chicago, IL. The **third** (3<sup>rd</sup>) candidate receiving the greatest number of votes will be seated immediately on the Executive Board at the 2016 Midwinter Meeting to complete the remaining 1-1/2-year term (January 2016–June 2017) of Gail A. Schlachter, who passed away on April 27, 2015. No additional nominations were made from the Council floor.

The candidates for the Council election to the ALA Executive Board were Ann Crewdson, Children’s Librarian, Issaquah (WA) Library; Karen E. Downing, Foundation and Grants Librarian, University of Michigan, Harlan Hatcher Graduate Library, Ann Arbor, MI; John C. DeSantis, Cataloging & Metadata Services Librarian, Dartmouth College, Hanover, NH; Vicki Morris Emery, Media Coordinator, Lake Braddock Secondary School, Burke, VA; Andrew K. Pace, Executive Director, Management Services, OCLC, Dublin, OH; and Kimberly Ann Patton, Youth Services Supervisor, Youth Services Supervisor, Kansas City, Kansas Public Library.

The election results will be announced at ALA Council III on January 12, 2016, 9:30am–12:30pm.

**APPOINTMENT OF TELLERS FOR THE EXECUTIVE BOARD ELECTION, ALA CD#11.1.** Councilors Kathleen M. DeLong, William (Bill) Sudduth, III, and Kent Slade, chair, volunteered to serve as election tellers.

**REVIEW OF EXECUTIVE BOARD ACTION SINCE THE 2015 ANNUAL CONFERENCE, ALA CD#15.** ALA Executive Director Keith Michael Fiels highlighted various actions taken by the ALA Executive Board since the 2015 ALA Annual Conference. Among the actions taken, the Board:

- ***Voted***, to approve the revised preliminary FY2016 General Fund Budgetary Ceiling of \$29,363,944, which included the compensation increase for ALA staff.
- ***Voted***, to approve the appointment of the Task Force on Accreditation Process and Communication and the Task Force on the Context of Future Accreditation, with the charge, time line, and composition.
- ***Voted***, to approve and forward the Joint Council Librarians of Color (JCLC) Application for ALA Affiliate Status to the ALA Constitution and Bylaws Committee for review at the 2016 ALA Midwinter Meeting.
- ***Voted***, to approve the establishment of a Presidential Task Force for ALA Election Process for ALA President, Treasurer, and Council, to be chaired by ALA Immediate Past President Courtney L. Young
- ***Voted***, to remand the decision to withdraw accreditation from the University of Missouri back to the Committee on Accreditation with comment. This action subsequently led to the reinstatement of the University as an accredited degree-granting institution under the ALA provision.

**IMPLEMENTATION OF ALA 2015 ALA ANNUAL CONFERENCE COUNCIL ACTIONS, ALA CD#9.** Executive Director Keith Michael Fiels provided a status report on various actions taken by Council at the 2015 Annual Conference, which included:

- **Ernest A. DiMattia, Jr. Award for Innovation, and Service to Community and Profession. ALA CD#7.** The first-time award will be presented at the 2016 ALA Annual Conference in Orlando, FL.
- **Resolution on Sustainable Libraries, ALA CD#36.** ALA management has followed up with the Chair of the Sustainability Round Table, and is initially focusing on two areas related to sustainability: The “greening” of the Association’s physical facilities and the ALA Annual Conference and Midwinter Meeting. A report on ALA’s efforts at this Midwinter Meeting in Boston “Think Fit at Midwinter 2016” is available as ALA CD#9.1. Further reports will be provided on an ongoing basis, as will efforts to reduce our carbon footprint as an association and to support libraries of all types in their sustainability efforts within their communities.
- **A Resolution Denouncing the Systemic Racism That Motivated the South Carolina Shootings, ALA CD#43.** The resolution has been turned over to ALA Task Force on Equity, Diversity, and Inclusion, which will be bringing major recommendations at Annual Conference.
- **Resolution on improving Access to Spanish/Bilingual Books for Children in Detention Centers.** ALA is actively supporting REFORMA's efforts to actually put books on the ground and, in addition, are looking at other options that we can, through policy, support the spirit of the resolution.

## NEW BUSINESS:

### **RESOLUTION AGAINST ISLAMOPHOBIA, ALA CD#32\_1716\_ACT.**

Councilors Christian Zabriskie and Lauren Comito moved “that the American Library Association, on behalf of its members: (1) recognizes the positive impact that Muslims have made in libraries and library science; (2) recognizes the contributions that Muslims have made to information and knowledge in fields such as science, mathematics, philosophy, medicine, and geography; (3) stands with our colleagues, community members, and users in speaking out against Islamophobia; (4) deplors the hate speech being directed at Muslims from every level of society; and (5) ALA will issue a public statement that condemns Islamophobia and stands with our Muslim colleagues and users.”

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In speaking to the resolution, several councilors felt that the resolution in the 2<sup>nd</sup> resolved clause implied that only accomplished Muslims should not be subject to hate crimes. It was further expressed that although it was good to point out that many Muslims have accomplishments, ALA supports their right to basic human rights regardless of those accomplishments.

Following more discussion, the ALA Council, by **CONSENT**, amended the 2<sup>nd</sup> resolved clause to read: “recognizes the contributions that Muslims have made to information and knowledge ~~in field such as~~ **in regards to** the sciences, mathematics, philosophy, medicine and geography;”

Council then

**ADOPTED**, Resolution Against Islamophobia, ALA CD#32\_1716\_ACT, as amended to read: “That the American Library Association, on behalf of its members: (1) recognizes the positive impact that Muslims have made in libraries and library science; (2) recognizes the contributions that Muslims have made to information and knowledge **in regards to** the sciences, mathematics, philosophy, medicine and geography; (3) stands with our colleagues, community members, and users in speaking out against Islamophobia; (4) deplores the hate speech being directed at Muslims from every level of society; and (5) ALA will issue a public statement that condemns Islamophobia and stands with our Muslim colleagues and users.”

**ADJOURNMENT.** After several announcements, the meeting was adjourned.

**ALA COUNCIL II**  
**Monday, January 11, 2016, 10:00am–12:15pm**  
**Westin Boston Waterfront Hotel, Grand Ballroom**  
**Boston, Massachusetts**

The second meeting of the ALA Council during the 2016 ALA Midwinter Meeting was convened at 10:00am on Monday, January 11, 2016, in the Grand Ballroom of the Westin Boston Waterfront Hotel.

**QUORUM.** A quorum was established at the beginning of each meeting.

**ESTABLISHING THE AGENDA, ALA CD#8.2\_REV\_11016\_ACT\_7:30PM.** By **CONSENT**, the ALA Council adopted the ALA Council II agenda, as amended, to move the Resolution Concerning Accessibility of ALA Conference and Meetings for People with Disabilities, ALA CD#31\_Rev\_11016\_ACT, and the Resolution on Replacing the Library of Congress Subject Heading “Illegal Aliens” with “Undocumented Immigrants,” ALA CD#34\_1016\_ACT, to the Council III Agenda.

**POLICY MONITORING COMMITTEE REPORT, ALA CD#17\_ACT.** In accordance with A.4.2.6, the Policy Monitoring Committee reviewed all actions taken by the ALA Council during the 2015 Annual Conference for possible incorporation into, addition to, or changes to the ALA *Policy Manual*.

Councilor Vicky Crone, chair, moved and the ALA Council **APPROVED**, ALA CD#17, Items 1–3 as follows:

**Item #1-2.** At the 2015 ALA Annual Conference, the ALA Intellectual Freedom Committee recommended and the ALA Council separated the Policy B.2.1.7 Labeling and Rating Systems into two new interpretations (Labeling Systems, ALA CD#19.4 and Rating Systems, ALA CD#19.5).

Based on Council’s action, **PMC MOVES INSERTION** of the new interpretations as follows:

**B.2.1.7 Labeling Systems**

Labels as viewpoint-neutral directional aids are intended to facilitate access by making it easier for users to locate resources. The prejudicial label is used to warn, discourage, or prohibit users or certain groups of users from accessing

the resource. The prejudicial label presupposes that individuals must be directed in making up their minds about the ideas they examine. The American Library Association affirms the rights of individuals to form their own opinions about resources they choose to access.

Adopted 1951, amended 1971, 1981, 1990, 2005, 2009, 2015. (See “Policy Reference File”: Labeling Systems: An Interpretation of the *Library Bill of Rights*, 2014-2015 ALA CD#19.4); and

### **B.2.1.8 Rating Systems**

Many organizations use or devise rating systems as a means of advising their opinions of the content and suitability or appropriate age or grade level for use of certain materials. However, the American Library Association affirms the rights of individuals to form their own opinions about resources they choose to read or view. Libraries are not required to provide ratings in their bibliographic records. If they choose to do so, they should cite the source of the rating in their catalog or discovery tool displays to indicate the library does not endorse any external rating system.

Adopted 1951, amended 1971, 1981, 1990, 2005, 2009, 2015. (See “Policy Reference File”: Rating Systems: An Interpretation of the *Library Bill of Rights*, 2014-2015 ALA CD#19.5)

**Item #3.** At the 2015 ALA Annual Conference, the ALA Intellectual Freedom Committee recommended and the ALA Council adopted ALA CD#19.3, Internet Filtering: An Interpretation of the *Library Bill of Rights*.

Based on Council’s action, the **PMC MOVES INSERTION** of the following abstract into the *ALA Policy Manual* under B.2.1.18, Use of Filtering Software in Libraries (which will be renumbered as B.2.1.18 based on Items 1-2 above:

### **B.2.1.18 Use of Filtering Software in Libraries (new numbering)**

**B.2.1.18.1 Internet Filtering.** The negative effects of content filters on Internet access in public libraries and schools are demonstrable and documented. Consequently, the American Library Association cannot recommend filtering. However, the American Library Association recognizes that local libraries and schools often must rely on federal or state funding for computers and Internet access. Because adults and, to a lesser degree minors, have First Amendment rights, libraries and schools that choose to use content

filters should implement policies and procedures that mitigate the negative effects of filtering to the greatest extent possible.

Adopted, 2015. (*See* “Policy Reference File”: Committee on Professional Ethics Report: 2014-2015 ALA CD#19.3)

**Information Items:**

The old B.2.1.7 Labeling and Rating Systems will be retired to the ALA Policy Manual’s historical files.

The current B.2.1.8 through B.2.1.23 would be renumbered to B.2.1.9 through B.2.1.24.

**COMMITTEE ON ORGANIZATION, ALA CD#27\_11016\_ACT.** Susan Considine, chair, moved and Council

***VOTED***, To approve the following action items contained in the Committee on Organization Report, ALA CD#27\_11016\_act:

**Item #1.** The revised name, charge, and composition of the Office of Literacy and Outreach Services (OLOS) Advisory Committee, as outlined below:

- Change the name of the OLOS Advisory Committee to the Office for Diversity, Literacy, and Outreach Services Advisory Committee.
- Approve the charge of the Office for Diversity, Literacy, and Outreach Services Advisory Committee:

The Office for Diversity, Literacy, and Outreach Services Advisory Committee provides advice and support to the ALA Office for Diversity, Literacy, and Outreach Services on the areas of diversity, literacy and outreach. The Advisory Committee is comprised of member groups that represent diverse viewpoints and constituents and will provide a two-way forum to communicate member needs to the Office for Diversity, Literacy, and Outreach Services and for the Office to share information with member groups. The Advisory Committee members will offer dynamic perspectives to help guide the strategic

direction of the Office, will assess program effectiveness, encourage the exploration of new ideas and initiatives, and strengthen the growth of equity and inclusion within the American Library Association and the profession as a whole. Members are appointed to the Office for Diversity, Literacy, and Outreach Services Advisory Committee through recommendations from the Presidents/Chairs of the stakeholder committees and organizations, with an additional three members appointed by the ALA President-elect.

- Change the composition of the Office for Diversity, Literacy, and Outreach Services Advisory Committee, as follows:

The composition of the new Office for Diversity, Literacy, and Outreach Services Advisory Committee will be made up of the merger of Diversity Council, a subcommittee of the Committee on Diversity (COD) and the OLOS Advisory Committee. Fifteen members of the Office for Diversity, Literacy, and Outreach Services Advisory Committee will represent the following groups detailed below. Groups will select their own member representative with the exception of the three designated ex officio members.

- ❖ Current Diversity Council representatives (7 members):
  - American Indian Library Association (AILA)
  - Asian Pacific Librarians Association (APALA)
  - Black Caucus of the American Library Association (BCALA)
  - Chinese American Librarians Association (CALA)
  - REFORMA (the national association to promote library and information services to Latinos and the Spanish speaking)
  - Gay, Lesbian, Bisexual, Transgender Round Table (GLBTRT)
  - Association of Specialized and Cooperative Library Agencies (ASCLA)
- ❖ Current OLOS Advisory Committee representatives (7 members):
  - Ethnic & Multicultural Information Exchange Round Table (EMIERT)
  - Social Responsibilities Round Table (SRRT)
  - Sustainability Round Table (SustainRT)
  - Association of Bookmobile & Outreach Services (ABOS)



- Association for Rural and Small Libraries (ARSL)
- Committee on Literacy (COL)—Chair will serve (ex officio)
- Rural, Native and Tribal Libraries of All Kinds (RNTLOAK) Committee—Chair will serve (ex officio)

❖ Committee on Diversity (COD) Chair (ex officio) (1 member)

An additional three members will be appointed by ALA President-Elect for a total of 18 members. All 18 members will have two-year staggered terms, with a chairperson appointed annually by the ALA President-Elect.

**Item #2.** Formally designates a Dean/Director position on the ALA Committee on Accreditation, within the current committee structure. Appointment to that position, when vacant, will be made by the ALA appointing officer from a list of recommendations to be made by the ALISE Council of Deans and Directors.

**Information Items:** COO approved establishment of the STEM in Public Libraries Membership Initiative Group.

**INTERNATIONAL RELATIONS COMMITTEE (IRC) REPORT, ALA CD#18\_11016\_INF.** Leslie Burger, chair, highlighted the following items:

- Donna Scheeder, President, International Federation of Library Associations and Institutions (IFLA), is the first U.S. President of IFLA since Robert Wedgeworth (1991–1997).
- Columbus, Ohio, August 13–19, 2016, will host the IFLA World Library and Information Congress (WLIC).
- The International Relations Office obtained a \$50,000, 2015 Laura Bush 21st Century Library Program grant from the Institute of Museum and Library Services (IMLS) to provide fifty (50) \$1,000 scholarships to help a diverse group of librarians, library staff, and library students in the United State attend the WLIC.
- Through the efforts of the National Committee, led by James G. Neal, ALA Executive Board member, \$430,000 has been raised to provide more

scholarships to help librarians from around the world and North America attend the WLIC.

- Three hundred librarians from 19 countries participated in the 2nd Annual SIF/ALA Library Conference on November 10–12 in Sharjah, United Arab Emirates (UAE). ALA President Sari Feldman provided the keynote address at the Opening General Session, and Jim Neal provided the keynote address on the second day of the conference.
- In March 2016, as part of a three-year partnership with the German library community, a delegation will be going to the German Library Conference in Leipzig. In turn, a small group from Germany will be attending the 2016 ALA Annual Conference in Orlando, FL.
- An ALA Tour to Cuba is planned for February 16–23, 2016. The tour is scheduled during the week of the Havana Book Fair. Interest to participate in the tour was strong, and it is sold out. ALA participation in the tour was made possible thanks to the offer from Leslie Burger, IRC chair, to oversee the tour after it was initially organized by the Friends of the Princeton Public Library where Burger serves as its director.
- IRC received a request to bring forward to Council a proposal from the Polish American Library Association to affirm and support the rights of Polish librarians and library workers to travel to the US without a visa by encouraging Congress to support the *Visa Waiver Program Enhanced Security and Reform Act*. After some consultation and discussion, the IRC has decided not to move forward with the recommendation for the visa waiver. IRC agreed that the generality of the Act and potential for ALA to be approached by many other countries with a similar request precludes support from ALA.

**CONSTITUTION AND BYLAWS COMMITTEE REPORT, ALA CD#25\_1916\_ACT.** Jim Rettig, Constitution and Bylaws Committee chair, moved and Council

***APPROVED***, the application of the Joint Council of Librarians of Color to become an affiliate of the American Library Association.

At the 2015 ALA Annual Conference, the Constitution and Bylaws Committee proposed an amendment to Article X of the ALA Constitution. Article X deals with affiliation of external organizations with ALA, as well as with ALA or its subdivisions affiliating with an external organization.

The ALA Council referred the proposed amendment back to the Constitution and Bylaws Committee for further consideration. The proposal did not adequately state Council's role in approving affiliation requests. Council members also raised questions about the meaning of the word "subdivision" in the Constitution.

Additional research by ALA Headquarters Library staff, supplemented by work by the Committee to examine the Constitution, the Bylaws, and the Policy Manual, has provided a fuller picture of history of Article X since 1907 to the present. The Committee's research also determined that "subdivision" referring to parts of the Association is used only in the Constitution and the Policy Manual.

The Constitution and Bylaws Committee has shared this information with the Committee on Organization and recommended that it develop a definition of "subdivision." That could result in a need to change the Bylaws to include that definition as an appropriate article of that document.

At this time, the Constitution and Bylaws Committee proposes no amendment to Article X of the ALA Constitution.

**FREEDOM TO READ FOUNDATION (FTRF) REPORT, ALA CD#22\_11016\_INF.** Julius C. Jefferson, Jr., FTRF President, updated Council on cases in which the FTRF is currently involved:

- ***United States v. Moalin.*** This case argues that the government should not be permitted to engage in warrantless searches and seizures of phone metadata because that metadata reveals information about individuals' expressive and associational activities that should be protected by both the 1<sup>st</sup> and 4<sup>th</sup> U.S. Constitutional Amendments. The underlying case arose as a criminal prosecution and involves the defendant's request for a new trial based on the government's failure to disclose that evidence used against the defendant was gathered through the National Security Agency's bulk phone metadata surveillance program without a warrant.

The brief asserts that, given the realities of the digital age that require individuals to entrust their metadata and content to third-party communications companies, this doctrine should be set aside and the government required to obtain a warrant whenever it seeks to access metadata that reviews information about a user's associations and expressive activities.

- ***Wikimedia v National Security Agency.*** The lawsuit challenges the NSA's practice of using "upstream surveillance" to intercept international communications as they travel across the Internet's backbone and was filed by the ACLU on behalf of a number of legal, education, and human rights organizations. On October 23, 2015, the district court dismissed the lawsuit on the grounds that the plaintiffs failed to provide factual evidence of how NSA actually was using its program to search and seize communications. The plaintiffs are currently considering an appeal to the 4th Circuit Court of Appeals. The *amicus* brief points out that individual users are likely to avoid challenging the law for fear the content of their communications would be reviewed.
- ***Arce v. Douglas (formerly the Arce v. Huppenthal).*** This lawsuit was filed by teachers and students in Tucson Unified School District against the Arizona Superintendent of Public Instruction and other state officials that challenges the constitutionality of the Arizona statute prohibiting the use of class materials or books that encourage the overthrow of the government, "promote resentment toward a race or class of people," are "designed primarily for pupils of a particular ethnic group," or "advocate ethnic solidarity instead of the treatment of pupils as individuals."

The 9<sup>th</sup> Circuit issued a mixed opinion in the case, handing the plaintiffs both a defeat and a victory. It held that the district court's determination concerning the constitutionality of the statute was correct, finding that, with the exception of the provision banning courses designed for students of a particular ethnic group, the statute, as written was neither overbroad or vague in violation of the Constitution. However, it reversed the district court's grant of summary judgment for defendants on plaintiffs' equal protection claim and remanded the claim and the plaintiffs' First Amendment viewpoint discrimination claim to the district court for further proceedings.

FTRF continues to monitor the lawsuit and is prepared to assist the plaintiffs as they pursue their claims before the district court.

Jefferson then updated Council on other cases and activities that FTRF was involved in or monitoring.

**2017 ALA PROGRAMMATIC PRIORITIES, ALA CD#13.1\_1716\_ACT.**

ALA Treasurer Mario M. Gonzalez moved and the ALA Council

***VOTED***, To approve the following programmatic priorities, as a basis for the FY17 budget and as a key framework for strategic planning:

- Advocacy for Libraries and the Profession
- Diversity
- Education and Lifelong Learning
- Equitable Access to Information and Library Services
- Intellectual Freedom
- Literacy
- Organizational Excellence
- Transforming Libraries

**ADJOURNMENT.** After several announcements, the meeting was adjourned.

**ALA COUNCIL III**  
**Tuesday, January 12, 2016, 9:30am–12:30pm**  
**Westin Boston Waterfront Hotel, Grand Ballroom**  
**Boston, Massachusetts**

The third meeting of the ALA Council during the 2016 Midwinter Meeting was convened at 9:30am on Tuesday, January 12, 2016, in the Grand Ballroom of the Westin Boston Waterfront Hotel.

**QUORUM.** A quorum was established at the beginning of each meeting.

**ESTABLISHING THE AGENDA, ALA CD#8.3, REVISED, 11116\_ACT.** By **CONSENT**, ALA CD#8.3\_Revised, 2215\_Act, was adopted as amended to include: Resolution Concerning Accessibility of ALA Conference and Meetings for People with Disabilities, ALA #32\_Rev\_11116\_Act, 3:00pm; Resolution on Replacing the Library of Congress Subject Heading “Illegal Aliens” with “Undocumented Immigrants”, ALA CD#34\_11016\_Act; and Resolution Supporting the 2015 Advocacy Implementation Plan, ALA CD#35\_11116\_Act.

**MEMORIALS, ALA M#1–M#17\_ACT.** ALA Policy A.4.2.3 (formerly: Policy 5.3) provides that memorials, tributes, and testimonials will be presented at the beginning of the last session of Council. Memorials were adopted for the following persons: Shereen Marx, M-#1; Kuang-Hwei (Janet) Lee-Smeltzer, M-#2; Richard C. Fyffe, M-#3; Billy Charles Beal, M-#4; Allene Farmer Hayes, M-#5; and Linda Waddle, M-#6.

**TRIBUTES, ALA T-#1-T-#5.** By **ACCLAMATION**, Council adopted the following tribute for Barbara Blosveren, T#1.

**COUNCIL TELLERS' REPORT ON THE ALA EXECUTIVE BOARD ELECTION, CD#11.2.** Councilor Kent Slade, chair, reported the following election results (\*signifies those elected): Ann Crewdson, 59; John C. DeSantis, 68\*; Karen E. Downing, 86\*; Vicki Morris Emery, 51; Andrew K. Pace, 84\*; and Kimberly Anne Patton, 49.

John C. DeSantis will be seated immediately on the Executive Board at this Midwinter Meeting to complete the remaining 1-1/2 year term (January 2016–June 2017) of Gail A. Schlachter, who passed away on April 27, 2015.

Karen E. Downing's and Andrew K. Pace's three-year (2016–2019) terms will begin at the close of the 2016 ALA Annual Conference in Orlando, FL.

**INTELLECTUAL FREEDOM COMMITTEE (IFC) REPORT, ALA CD#19-CD#19.2.** Pamela Klipsch, chair, begin her report by reintroducing Jamie LaRue, newly appointed Executive Director of the Office for Intellectual Freedom (OIF).

In spring 2016, the longstanding *Newsletter on Intellectual Freedom* will be relaunched as *In Libris Libertas: A Journal of Intellectual Freedom and Privacy*. The newly formulated publication will provide the same information freedom coverage, but in an expanded digital format. It is envisioned that the *In Libris Libertas* will be at the center of discourse on intellectual freedom and privacy issues in libraries.

Pamela Klipsch, OIF chair, moved and Council

*ADOPTED*, ALA CD#19.2, User Generated Content in Library Discovery System: An Interpretation of the ALA *Library Bill of Rights*.

**RESOLUTION AGAINST MASS SURVEILLANCE OF THE AMERICAN PEOPLE, ALA CD#42\_62615\_ACT, AND RESOLUTION ON THE PASSAGE OF THE USA FREEDOM ACT AND REAFFIRMING ALA'S COMMITMENT TO SURVEILLANCE LAW REFORM, ALA CD# 20.3 & CD#19.6.**

At the 2015 ALA Annual Conference, the ALA Council referred the Resolution against Mass Surveillance of the American People, ALA CD#42\_62615\_ACT, to the ALA Committee on Legislation (COL) and the Intellectual Freedom Committee (IFC), for a response.

At ALA Council III, June 30, 2015, the COL and IFC presented a joint substitute resolution entitled Resolution on the Passage of the USA Freedom Act and Reaffirming ALA's Commitment to Surveillance Law Reform, ALA CD# 20.3 & CD#19.6, which following some debate, the ALA Council referred the substitute and original resolution (ALA CD#42) back to the COL and IFC.

Representatives from Intellectual Freedom Committee (IFC), Committee on Legislation (COL), Social Responsibilities Round Table (SRRT), and Council formed a Working Group to review the resolutions based on Council's debate during the 2015 Annual Conference. A small drafting subgroup was formed to create a draft revision

of the resolution, which was reviewed and supported by the entire Working Group. The revised draft resolution was forwarded to Council, and the comments received were very positive with no substantive changes suggested.

The COL and IFC, with SRRT participation, discussed the final draft of the resolution at this Midwinter Meeting and jointly recommend Council's consent to replace the previously referred resolutions with this newly drafted Resolution for Restoring Civil Liberties and Opposing Mass Surveillance, ALA CD#19.1 and CD#20.1.

By ***CONSENT***, the ALA Council substituted with Resolution for Restoring Civil Liberties and Opposing Mass Surveillance, ALA CD#19.1 and CD#20.1

Following comments of support for the resolution, the ALA Council

***ADOPTED***, ALA CD#19.1 and ALA CD#20.1, Resolution for Restoring Civil Liberties and Opposing Mass Surveillance, which read: "That the American Library Association (ALA), on behalf of its members and the public interest:

1. urges the President and Congress to amend all germane surveillance-enabling authorities, such as Executive Order 12333, the Foreign Intelligence Surveillance Act (FISA) as amended, and the USA PATRIOT Act, to:
  - a. require government agencies to obtain judicial warrants before collecting any individual's personal information from third parties and require court approval for National Security Letters;
  - b. raise the standard for government collection of all records under FISA from "reasonable grounds" to "probable cause" and sunset Section 215 of the USA PATRIOT ACT (commonly known as the "library records" section);
  - c. limit the government's ability to use information gathered under intelligence authorities in unrelated criminal cases, thereby making it easier to challenge the use of illegally obtained surveillance information in criminal proceedings; and



- d. prohibit the government from requiring hardware and software companies to deliberately design encryption and other security features to facilitate government access to information otherwise protected by such features;
2. recommits itself to leadership in the fight for restoration of the public's privacy and civil liberties through statutory and other legal reforms; and
3. commends and thanks all parties, both inside and outside of government, involved in developing and securing passage of the USA FREEDOM Act, resulting in movement away from overbroad surveillance laws and practices for the first time in more than a decade."

**COMMITTEE ON LEGISLATION (COL) REPORT, ALA CD#20-CD#20.2.**

Following a brief legislative update, Ann Ewbank, chair, moved and the ALA Council

*ADOPTED*, ALA CD#20.2, Resolution Honoring James H. Billington, Librarian of Congress Emeritus, which read: "That the American Library Association, on behalf of its members extends its deepest appreciation to James H. Billington, Librarian of Congress Emeritus, for his extraordinary service to Congress, libraries and the public and for his nearly three decades of achievement."

**NEW BUSINESS:**

**RESOLUTION CONCERNING ACCESSIBILITY OF ALA CONFERENCES AND MEETINGS FOR PEOPLE WITH DISABILITIES, ALA CD#31\_REV\_11116\_ACT, 3:00PM.** Councilors Christopher John Corrigan; Emily Bergman; Aaron Dobbs; Karen Downing; and Mike Marlin moved and the ALA Council

*ADOPTED*, ALA CD#31\_Rev\_11116\_act\_3:00pm, Resolution Concerning Accessibility of ALA Conferences and Meetings for People with Disabilities, which read: "That the American Library Association (ALA), on behalf of its members: establish and charge a Conference Accessibility Task Force to:

1. collect data from ALA Members and conference attendees with disabilities;

2. establish methods for reviewing and addressing accessibility grievances;
3. draft guidelines for review of contracts to ensure ADA and WCAG compliance;
4. research best practices for accessibility training and make a recommendation for implementation;
5. report progress to Council during the ALA Annual Conference 2016 and ALA Midwinter 2017 and;
6. make a final report to Council with recommendations during ALA Annual Conference 2017 in Chicago.”

**RESOLUTION ON REPLACING THE LIBRARY OF CONGRESS SUBJECT HEADING “ILLEGAL ALIENS” WITH “UNDOCUMENTED IMMIGRANTS”, ALA CD#34\_11016\_ACT.** Councilors Laura Koltutsky and Peter D. Hepburn moved and the ALA Council

*ADOPTED*, ALA CD#34\_11016\_act, Resolution on Replacing the Library of Congress Subject Heading "Illegal Aliens" with "Undocumented Immigrants," which read: “That the American Library Association (ALA), on behalf of its members:

urges the Library of Congress to change the subject heading *Illegal aliens* to *Undocumented immigrants*.”

**RESOLUTION SUPPORTING THE 2015 ADVOCACY IMPLEMENTATION PLAN, ALA CD#35\_11116\_ACT.** Councilors Lauren Comito and Aaron Dobbs moved and the ALA Council

*ADOPTED*, ALA CD#35\_11116\_act, Resolution Supporting the 2015 Advocacy Implementation Plan, which read: “That the American Library Association (ALA), on behalf of its members:

1. encourages all divisions, round tables, state chapters, school affiliates, other affiliate organizations, and individual libraries and library staff to adopt the *Advocacy Implementation Plan* in order to move forward the

advocacy goals and ensure the success of libraries and the profession across the nation; and

2. urges cross division and organizational collaboration to galvanize the membership and advance the *Advocacy Implementation Plan* and *Libraries Transform* campaign through the power of collective impact.

**ADJOURNMENT.** The Council III meeting adjourned at the completion of the agenda