



STATE OF KANSAS

Office of the Attorney General

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Curt T. Schneider
Attorney General

May 3, 1976

ATTORNEY GENERAL OPINION NO. 76- 141

Mr. Park McGee, Secretary
Board of Trustees of the Johnson
County Law Library
539 East Santa Fe, Suite 1
Olathe, Kansas 66061

Re: Libraries--County Law Libraries--Use of Funds

Synopsis: With the enactment and upon the effective date of 1976 House Bill 3147, the board of trustees of the Johnson County Law Library is no longer prohibited by K.S.A. 1975 Supp. 19-1320 from entering into a contract with K-Bar Research, Inc., for computer terminal and data bank access service to be furnished in the Library, and from fixing and assessing charges for the services so furnished to eligible users of the Library.

* * *

Dear Mr. McGee:

Since my opinion to you of January 7, 1976, House Bill No. 3147 has been enacted by the 1976 Legislature. Section 1 of that bill amends K.S.A. 1975 Supp. 19-1320 to delete therefrom the requirement that use of the library and its resources be "free of charge."

In Opinion No. 76-5, it was pointed out that under K.S.A. 1975 Supp. 19-1320, the board of trustees of the Johnson County Law Library could not impose charges for use of a computer terminal and access to a data bank furnished by K-Bar Research, Inc., because this provision requires that all services of the library be made available to eligible users "free of charge." The enactment of House Bill No. 3147, as described above, eliminates the requirement that all services of the library be furnished free of charge, and empowers the board of trustees, in my judgment, to enter into

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contracts with K-Bar Research, Inc., as described in the earlier opinion, whereby charges may be assessed, as determined by the board of trustees, to defray costs incurred for the use of computer services by eligible users of the library.

Yours very truly,



CURT T. SCHNEIDER
Attorney General

CTS:JRM:kj

cc: Ms. Peggy Grant
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3rd Floor - State Capitol Building
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