



MEMORANDUM

Prepared for: Oregon State Senate
Date: May 29, 2020
By: Tyler Larson, Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

STATE LIBRARY BOARD

The Governor has appointed the following individuals to the State Library Board subject to Senate confirmation.¹

Appointees

Sean Nickerson of Salem; Reappointment
Lori Wamsley of Portland; Reappointment

Term

Nickerson: July 1, 2020 – June 30, 2024
Wamsley: July 1, 2020 – June 30, 2024

Appointment/Confirmation Authority

[ORS 357.021 \(2019\)](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of nine voting members.⁴ The Deputy Superintendent of Public Instruction (ROBERTS) and the administrator of the Commission for the Blind (CARLSON), or their designees, serve as voting members. The Governor, after consultation with the Oregon Library Association and subject to confirmation by the Senate, appoints seven voting members:

- Two members from two different state agencies (**NICKERSON**, TATE);
- One member representing a public library in eastern Oregon (MALKIN);
- One member representing a public library in western Oregon (WILLIAMS);
- One public member from eastern Oregon (TUCKER);
- One public member from western Oregon (HOWERTON); and
- One member representing a community college library or a public university library in this state (**WAMSLEY**).

¹ See [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2019\)](#), [ORS 171.565 \(2019\)](#).

² See [ORS 244.050 \(2019\)](#).

³ See [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 357.021 \(2019\)](#).

The State Librarian serves ex officio as a nonvoting member of the board. Gubernatorial appointees serve four-year terms, are eligible for reappointment for only one additional term, and serve at the pleasure of the Governor. The board must select one of its members as chairperson and another as vice chairperson, for such terms and with duties and powers necessary for the performance of the functions of such offices as the board determines.⁵ A majority of the members of the board constitutes a quorum for the transaction of business. The board shall meet at least once every three months.

Duties and Authority

The board is the policy-making body for the State Library.⁶

The board must:⁷

- formulate general policies for the State Library to provide the framework for library operations;
- adopt rules to carry out the purposes for which the State Library is established or for any other purpose authorized by law;
- in consultation with the Oregon Library Association, the Oregon Heritage Commission and other related organizations, adopt long-range strategic plans for the continued improvement and development of the State Library and develop key performance measures to track progress;
- review and approve budget requests for the State Library that align with the board's long-range plans;
- develop, adopt, and modify a technology plan for the purchase of subscriptions statewide, for reference-based databases, digitization of records for public libraries, and integration of services provided by the State Library;
- conduct certifications of state agency libraries or library services;
- review and monitor the State Library and the State Library's work in the State Reference Coordinating Council;
- administer the State Library Donation Fund for the benefit of the State Library;
- report to the Legislative Assembly in January of each odd-numbered year on the State Library's efforts to achieve the statutory mission and programmatic outcomes of the State Library, implement initiatives, enter into public, nonprofit and private partnerships and report the number of the partnerships entered into by the State Library, and reduce duplication in state agency services and costs related to the mission of the State Library;
- designate no more than 10 libraries as depository libraries, which shall be entitled to receive copies of government publications that are printed or produced in any other tangible medium and are deposited with the State Librarian;
- administer assessments against state agencies for operating costs of the State Library and financial assistance grants to public, school, tribal, and academic libraries;

⁵ [ORS 357.023 \(2019\)](#).

⁶ [ORS 357.026 \(2019\)](#).

⁷ [ORS 357.026 to 357.780 \(2019\)](#).

- establish minimum conditions for public libraries which include financial support from public funds, regularly scheduled open hours, and reasonable exemptions for libraries with service populations of 2,000 or fewer residents; and
- administer financial assistance for public library services to children.

The board may:⁸

- enter into contracts with any person or governmental entity to provide, extend, improve or coordinate library services or to demonstrate appropriate programs of library services;
- enter into library agreements pursuant to Article V of the Interstate Library Compact;
- establish, equip, and maintain regional library service centers of the State Library outside the City of Salem when the library needs of the state will be better served;
- apply for federal or private funds and accept and enter into appropriate agreements for library purposes on behalf of the state or its political subdivisions or for any activity appropriate to the State Library on behalf of the state for the receipt of such funds from the federal government or its agencies or from any private source, and supervise the disbursement of such funds;
- acquire control and dispose of any and all real and personal property given to or for the benefit of the State Library by private donors;
- accept by assignment and hold mortgages upon real and personal property acquired by way of gift or arising out of transactions entered into in accord with the powers, duties and authority given to the board;
- institute, maintain and participate in suits, actions and other judicial proceedings in the name of the State of Oregon for the foreclosure of such mortgages or for the purpose of carrying into effect any and all of the powers, duties and authority now vested in or given to the board; and
- invest moneys in the State Library Donation Fund.

⁸ [ORS 357.031 to 357.195 \(2019\)](#).

Executive Appointments Board Roster

Library Board, State

Agency: None
Authorization: ORS 357.010, HB 3523
Members: Min: 9 Max: 9
Term Length: 4 years Limit: 2
Senate confirmation required? Yes

Policy Area: Education

Board Contact:

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Current Appointments:

Member Name and Address (Alphabetical)

Malinda S Carlson
OCB Representative
Term(s):

Position Number: 9

Leslie E Howerton

Term(s): 07-01-2018 - 06-30-2022
12-12-2014 - 06-30-2018

Position Number: 2

Ann C Malkin, Chair

Term(s): 07-01-2017 - 06-30-2021
12-12-2014 - 06-30-2017

Position Number: 7

Sean A Nickerson

Term(s): 07-01-2020 - 06-30-2024
05-25-2018 - 06-30-2020

Position Number: 3

Sean A Nickerson

Term(s): 07-01-2020 - 06-30-2024
05-25-2018 - 06-30-2020

Position Number: 4

Tina Roberts
Designee of the Deputy Superintendent of Public Instruction
Term(s):

Position Number: 8

Ben Tate

Term(s): 09-23-2019 - 06-30-2023

Position Number: 5

Executive Appointments Board Roster

Library Board, State

Member Name and Address (Alphabetical)

Policy Area: Education

Jennie Tucker	Position Number: 6
Term(s): 07-01-2018 - 06-30-2022 12-12-2014 - 06-30-2018	
Lori H Wamsley, PhD	Position Number: 3
Term(s): 07-01-2020 - 06-30-2024 09-26-2016 - 06-30-2020	
Lori H Wamsley, PhD	Position Number: 3
Term(s): 07-01-2020 - 06-30-2024 09-26-2016 - 06-30-2020	
Greg Williams	Position Number: 1
Term(s): 07-01-2018 - 06-30-2022	