

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA

RESOLUTION 2013-63

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, APPROVING UPDATES TO THE LIBRARY POLICIES FOR THE ELSIE S. HOGAN LIBRARY.

WHEREAS, the City of Willcox is authorized pursuant to Title 9, A.R.S. §§9-413 and 9-419 to establish a Library fund and to authorize the use of land and structures for a public library; and,

WHEREAS, each year, biannually, the Library policies for the Elsie S. Logan Community Library are reviewed by the Public Library Advisory Committee, the Library Director, the City Manager and the City Attorney, and if necessary, are updated for presentation to the Mayor and City Council for final approval; and,

WHEREAS, changes to the Library Internet Policy have been drafted and approved by the Public Library Advisory Committee and City staff and are being presented to the Mayor and City Council for their consideration and possible approval as set forth on Exhibit "A", attached hereto and by reference, incorporated herein; and,

WHEREAS, the Mayor and City Council desire to have this item presented at their August 19, 2013, regular City Council Meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, ARIZONA, as follows:

SECTION 1: The Mayor and City Council hereby authorize and approve the changes to the Library Internet Policy for the Elsie S. Hogan Community Library as drafted and approved by the Public Library Advisory Committee and City staff presented herewith as set forth on Exhibit "A", attached hereto and by reference, incorporated herein; and,

SECTION 2: That the Library Director and City staff are hereby authorized and empowered to implement the Public Library Advisory Committee and City staff presented herewith as set forth on Exhibit "A", attached hereto and by reference, incorporated herein; and,

SECTION 3: That the Mayor is authorized and empowered to execute the Resolution as presented.

**PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF
THE CITY OF WILLCOX, ARIZONA, this 19th day of August, 2013.**

APPROVED/EXECUTED:

/s/ Robert A. Irvin
ROBERT A. IRVIN, MAYOR

ATTEST:

/s/ Virginia A. Mefford
VIRGINIA A. MEFFORD, City Clerk

APPROVED AS TO FORM:

/s/ Ann P. Roberts
ANN P. ROBERTS, City Attorney

RESOLUTION 2013-63

CITY OF WILLCOX
ELSIE S. HOGAN COMMUNITY LIBRARY
GENERAL POLICY
Revised July 2013
(Updated as required, minimum bi-annual review)

Welcome to the Elsie S. Hogan Community Library. The following is for your information only. If you have questions on this or any other part of our library services or policies, please feel free to speak to either the Library Supervisor or the Director, or call us at (520) 766-4250.

This policy will be **reviewed and updated as required, a minimum of every two years** by the Library Director and the Public Library Advisory Committee.

I. MISSION STATEMENT

Our purpose is to provide free library service to all citizens. We attempt to fill the informational, cultural, recreational, and educational needs of our users, and to encourage non-users to use our services. We continually try to provide new ways to expand our services and provide materials, old and new, in many media.

II. VISION STATEMENT

The vision of the Elsie S. Hogan Community Library is to provide literary, reference and artistic materials in a variety of formats for free use by the public and to promote the use of these materials for enrichment and enlightenment.

III. GENERAL INFORMATION

A. Obtaining a Library Card:

1. Any Cochise County resident and/or his/her dependents shall be allowed the privilege of using library services without fee for the initial borrower's card. Proof of Cochise County residence (post office box numbers along with description of the location of residence will be accepted addresses), a reference (name, address, phone no.), and a picture ID are needed to obtain a library card. Lost or damaged cards will be replaced for a fee of \$1.00 (non-refundable).

2. A parent's or guardian's signature is required for applicants under 18 years old. A parent/guardian **must be present** when a child applies for a card. Our policy is: If a child is old enough to write their own name, then they are old enough to have a card, *however*, if any parent or legal guardian has outstanding fines on library items, a card will **not** be issued to that child until all fines are paid.

3. A ten dollar (\$10.00) refundable deposit shall be required of any non-resident patron. These patrons will be given a temporary library card and shall have full library privileges. The deposit will not be returned if the card is lost, stolen or damaged. A deposit will be refunded when:

- a. The patron returns the temporary library card with proof of ID and paid receipt, AND
- b. All materials have been returned, AND
- c. All charges and fines have been paid.

4. Three types of borrower's cards shall be issued:
 - a. Adult - anyone 18 years of age or older.
 - b. Student - anyone 17 years of age or younger, **must** have parent or legal guardian signature.
 - c. Temporary Adult (non-resident) - \$10.00 deposit (refundable) required.

B. Circulation:

1. Patrons will be limited to possessing 10 items per library cardholder.
2. Most materials are checked out for a three-week loan period with the exception of movies, which are checked out for one week, and newly released items are checked out for two weeks, depending on the status of the material.
3. Materials may be renewed once; some restrictions may apply. Renewals may be done in person, by telephone, or on-line, depending on the status of the material. Phone number is printed on library card.
4. Reserves for materials will only be held for one week after the patron has been notified that the material is available.
5. There will be **no** circulation of library materials or equipment to patrons with fines in excess of five dollars (\$5.00), or with an excess of overdue materials, unless payment arrangements have been made.

C. Overdue Materials Policy:

1. Overdue notices shall be processed and sent out weekly. Library privileges will be suspended for any patron with a delinquent status who has not made payment arrangements.
2. Patrons may not check out additional items, including Library equipment, until overdue items are returned, rechecked, or payment arrangements have been made. Payment arrangements may be made at the Library Director's and/or Library Supervisor's discretion.

D. Fines and Replacement Information:

1. Overdue materials will be charged fines as follows (per item):
 - Books - Regular 3-week checkout @ \$.10/day, with a 2-day grace period
 - Books - New releases @ \$.25/day, with a 2-day grace period
 - Interlibrary Loan Items @ \$.25/day, with a 2-day grace period
 - Videos and DVDs @ \$.50/day, with **no** grace period
 - Audiocassettes, CD-Books and Music CDs @ \$.10/day, with **no** grace period**The maximum fine shall be five dollars (\$5.00) per item.**
2. Patrons shall replace any book lost, destroyed or mutilated before circulation privileges are reinstated. See the section titled "**Reimbursement Policy**", which will be reviewed periodically by the Library Director and the Library Supervisor.

E. Internet Access:

Access to the Internet is described in the section titled "**Library Internet/Computer/Wireless**

Use Policy”.

F. Camera, Video, Audio-taping Use:

We respect our patron’s right to privacy, therefore, no use of cameras, camera-phones, or video or audio-taping equipment is allowed in the Library without the express permission of the Library Director.

G. Library Meeting Rooms:

Library meeting rooms are for meetings or programs of an educational, philanthropic, cultural, recreational or civic nature, and for other functions which, in the judgment of the City of Willcox or the Library Director, will benefit the residents of the community. Specific requirements concerning their use are contained in the section titled “**Elsie S. Hogan Community Library Meeting Room Policy**”.

IV. ELSIE S. HOGAN COMMUNITY LIBRARY REIMBURSEMENT POLICY

- A. The policy of Elsie S. Hogan Community Library is to ask patrons who damage or lose library materials to reimburse the library for those materials. Staff makes every reasonable effort to secure such reimbursement for library materials and for inter-library loan materials, by notifying patrons of overdue books and billing for any outstanding charges before privileges are suspended.
- B. This reimbursement policy allows staff to collect immediately for lost and damaged items. All cataloged items will be reimbursed at the price indicated on the item record, according to material code. In most instances, this will be the actual price of the book or materials, plus a \$3.00 processing fee per item.
- C. For specialized materials such as audio/cassette tapes, DVDs, CDs, reference books, old or rare books, or any other materials which do not fit easily into one of the material codes, a default price from the computer policy file will be used. Staff is allowed to use their own judgment in making exceptions for unusual materials or circumstances.
- D. Checks should be made payable to Elsie S. Hogan Community Library or City of Willcox Library, or Cochise County Library District, depending on the item.

V. AUTHORITY AND RESPONSIBILITY FOR THE MAINTENANCE OF LIBRARY COLLECTIONS

- A. It is a function of librarians to select and to discard library materials and to advise on their use. They are fitted for this task through training and experience, however, they must of necessity work within limitations of space and budget. Although they try to inform themselves as well as possible, they must work within their limitation of knowledge. Selection and withdrawal processes are therefore cooperative, and we welcome advice and suggestions from members of the community, the Public Library Advisory Committee, or authorities in various fields. Librarians however, are responsible for judging the needs of their collections and their communities, and they must make the final choices.

- B. Responsibility for book selection and book discarding for the Elsie S. Hogan Community Library rests with the Library Director and/or Library Supervisor, who operate within the framework of the policies and procedures developed by the Public Library Advisory Committee and Cochise County Library District.

VI. WITHDRAWAL AND WEEDING OF MATERIALS FROM LIBRARY COLLECTIONS

Materials are regularly discarded from library collections. They are withdrawn because they are out-of-date, so badly worn or damaged that they cannot be bound or mended, because it is cheaper to replace them, or because they are once-popular materials that are no longer used. Space, the cost of replacement, and the condition of the collection are factors in these decisions. Withdrawn books are donated to the Friends of the Library, whose proceeds are all directly or indirectly returned to the library.

VII. GIFTS

Gifts of books, monetary gifts, and other materials are accepted with the understanding that they may be used or disposed of according to policy. The Public Library Advisory Committee recommends that all donations be given through the Friends of the Library. New titles acquired in this manner are subject to the basic standards of selection. Replacement and duplicate copies are added to the collection if needed. The cost of processing and the availability of shelving space are also factors in determining acceptance of gifts. The library does not provide evaluations of gifts for tax deductions or other purposes.

VIII. LIBRARY RIGHTS

- A. The Elsie S. Hogan Community Library subscribes to the Library Bill of Rights developed by the American Library Association as follows:
 - 1. Books and other library resources should be provided for the interest, information and enlightenment of all people of the community the library serves. Materials should not be excluded because of the origin, background or views of those contributing to their creation.
 - 2. Libraries should provide materials and information presenting all points of view on current and historical issues. Materials should not be proscribed or removed because of partisan or doctrinal disapproval.
 - 3. Libraries should challenge censorship in the fulfillment of their responsibility to provide information and enlightenment.
 - 4. Libraries should cooperate with all persons and groups concerned with restricting abridgment of free expression and free access to ideas.
 - 5. A person's right to use a library should not be denied or abridged because of origin, age, background or views.
 - 6. Libraries which make exhibit spaces and meeting rooms available to the public they serve, should make such facilities available on an equitable basis, regardless of the beliefs or affiliations of individuals or groups requesting their use.

B. Controversial Materials:

Intellectual freedom is the right of citizens in a democratic society to seek any information they want, without interference from the government or other citizens. Public libraries and library staff support the concept of intellectual freedom, which means that they try to stock a wide variety of materials, representing many different viewpoints, reflecting the diversity of the community. Some of these materials may be offensive to individuals or groups because of what they consider to be profanity or obscenity, or they might object to the social, economic and political ideas, religious viewpoints, the background of the author, the kinds of information provided, or for other reasons. Libraries do not advocate the ideas found in their collections or in resources accessible through the library. The presence of books and other resources in a library does not indicate endorsement of their contents by the library. Likewise, the ability for library users to access electronic information using library computers does not indicate endorsement or approval of that information by the library. We do believe it is essential to provide such materials if the American ideal of freedom is to be retained.

C. Age:

American public libraries flourish out of a commitment to the principle that knowledge and access to information empower the individual. Libraries embody the firm belief that information must not be the exclusive province of a privileged few and that it should be widely and freely available to all. Each individual may choose what he/she wishes to read or view, but may not control what others read or view. Responsibility for the choices that children make rests solely with their parents or legal guardians. Librarians do not legally act “in loco parentis” (in the place of parents) as teachers do. Library staff and volunteers make reasonable efforts to assist users of all ages who are in search of information or learning how to use computers. While it is fine for a librarian to help a child find age-appropriate materials and suggest alternatives for a child who has randomly chosen a book that may be too “adult”, the librarian shall not forbid a child to check out a given book because the librarian disapproves of the book. Even in a small community, some parents are very restrictive, and other parents are very permissive. The parent of the child should make final decisions about what their child is allowed to read. As with other library materials, it is the responsibility of the parents/guardians, not the library, to restrict their children’s access to on-line materials that are harmful to minors as defined in ARS Section 13-3501 (1). Parents should accompany young children to the library, and establish rules and expectations for older children that are in accordance with family values.

IX. LABELING AND COMPLAINTS

- A.** It is sometimes suggested that a label be affixed to library materials indicating a political or social point of view or indicating that an item is questionable or controversial. Such labeling suggests that Americans are incapable of making up their own minds about controversial subjects, and this practice is contrary to the American idea of the free market place of ideas. We do not subscribe to this practice.
- B.** In order to deal with objections to any item in the library a policy and procedure has to be established. No item is to be removed or restricted because of a complaint except in accordance with this policy and procedure.
- C.** All book complaints must be filed in writing with the Library Director, who will then immediately notify the appropriate supervisory personnel and the Public Library Advisory Committee members. Complaints must be signed by the complaining party and will be placed on

the agenda for the next regularly scheduled Public Library Advisory Committee meeting. Public Library Advisory Committee members will then have one month in which to review the complaint and the book. A special meeting will then be set to determine the library action on the complaint. All Public Library Advisory Committee members and the complaining party will be notified at least three days in advance of such meeting. The Public Library Advisory Committee's decision is final.

X. MATERIAL SELECTION POLICY

- A. The Elsie S. Hogan Community Library, as part of its material selection policy, subscribes to the following statements published by the American Library Association:
1. Freedom to View
 2. Free Access to Libraries for Minors
 3. Freedom to Read Statement

XI. MATERIAL SELECTION GUIDELINES

A. Standard Bibliographies:

1. Library Journal
2. School Library Journal
3. Publisher's Weekly
4. Baker and Taylor; Ingram catalogs

B. Review Media:

1. Newspapers
2. Special reviews
3. New York Times Book Review

C. General factors for selection and rejection:

1. Literary quality
2. Cost
3. Balance of collection/need for subject representation in collection
4. Availability of material elsewhere in the community
5. Accessibility through ILL and/or cooperative ventures
6. Background of library patrons
7. Ethnic background of area served
8. Consideration of popular demand

XII. LIBRARY STANDARDS OF ACCEPTABLE BEHAVIOR:

ELSIE S. HOGAN COMMUNITY LIBRARY, A MEMBER CITY LIBRARY OF THE COCHISE COUNTY LIBRARY DISTRICT

Elsie S. Hogan Community Library is funded by the City of Willcox and Cochise County. The library, through its staff, desires to maintain its facility in a clean, pleasant and safe manner. The library is to be used as a place to read, choose books and other library materials, use computers and the photocopy

machine, attend library programs, and request information from library staff.

Occasionally, a library visitor engages in behavior that is unacceptable or dangerous to other patrons, library staff, or volunteers. Unacceptable behavior is defined as any behavior that constitutes a crime, impinges on the rights of others, could result in injury to oneself or others, or could result in damage to or loss of library property. The following listed behaviors are considered by the library to constitute unacceptable behavior. It is the policy of the library to ask people to modify unacceptable behavior or to leave the library premises. In the case of a suspected criminal offense, or refusal to modify unacceptable behavior, the Willcox Department of Public Safety will be contacted.

Criminal behaviors include, but are not limited to the following:

- Theft
- Vandalism to library property (including facilities, equipment or materials)
- Entering the library with any instrument that may be used as a weapon (a weapon is defined as anything that can be used to cause injury and includes, but is not limited to, guns, knives, explosive devices, clubs, or caustic chemicals)
- Physical or verbal fighting (this behavior may be considered to constitute assault or disorderly conduct depending on the severity)
- Use of library computers or Internet in any way that violates Willcox City Ordinances, Arizona or Federal laws
- Exhibitionism or flashing of a sexual nature
- Gambling

Other unacceptable behaviors include, but are not limited to the following:

- Using offensive or abusive language, violent or seriously disrupting behavior, or making unreasonable noise
- Consuming food or drink by library patrons is generally not permitted, except in specific designated areas
- Intoxication of any kind
- Use of tobacco products of any kind
- Use of radios, tape or CD players, or other noise-emitting electronic devices without the use of headphones
- Leaving children younger than seven at the library without appropriate supervision (appropriate supervision means controlling any behavior by young children that could disrupt other library patrons or staff)
- Disciplining children in the library in a manner that injures the child or disrupts others
- Use of cell phones, including camera phones, except in specifically designated areas
- Soliciting for any purpose

XIII. ARIZONA RESOURCE ACCESS AND ATTAINMENT POLICY (AzRAP)

- A. The Elsie S. Hogan Community Library is committed to working with all public, private, academic, school, special and tribal libraries to help all Cochise County residents find the information they need and want, and to attain that material.
- B. To assure that result, and in return for access to the Worldwide Cataloging System (WorldCat), unlimited Inter-Library Loan (ILL) fees paid, and batch loading as needed, the Elsie S. Hogan

Community Library will:

1. Support the Statewide database project that provides a broad range of topics available to all residents, and to all public and K-12 public and charter school libraries, and if called upon, share costs, **if or when** necessary, with the Cochise County Library District.
 2. Support pilot projects allowing this library to test new technologies to meet patrons' needs, such as e-readers, and alternative means, such as purchase-on-demand.
 3. Support training for library staff members on Reference Services, including helping patrons find materials through virtual services.
 4. Work with patrons, at no charge, to locate materials.
 5. Provide specific information on attaining material. The library will offer several options to attain material, including: patron purchase of low-cost materials, such as print-on-demand; library (district) purchase of materials; database and web sources; and inter-library loan.
 6. When materials can **only** be attained for a reasonable **cost** through inter-library loan, the library will offer to secure the materials, with the patron covering the postage costs (capped at \$6 per item), and any fees charged by the lending library. No other fees or charges will be passed on to the patron.
 7. Provide materials to other Arizona public, regent, or community college libraries at no charge (fee).
 8. Provide the Arizona State Library, Archives and Public Records (ASLAPR) with an electronic copy of this policy each time it is updated.
- C. The Elsie S. Hogan Community Library **will** maintain constant compliance with this policy in order to apply for and receive future Library Services and Technology Act (LSTA) and State Grants-In-Aid (SGIA) Grants.

XIV. ELSIE S. HOGAN COMMUNITY LIBRARY MEETING ROOM POLICY

A. Purpose

The Library Meeting Rooms are for meetings or programs of an educational, philanthropic, cultural, recreational or civic nature, and for other functions, which, in the judgment of the City of Willcox and the Library Director, will benefit the residents of the community.

B. Statement of Policy/Principles

1. Use of a Library meeting room for City of Willcox, Library, Library-affiliated or Library-sponsored/co-sponsored meetings or programs shall have priority over **all** other requests. Thereafter, requests are considered in the following order:
 - a. Federal, State, County, City and Town governments and their committees/agencies.
 - b. All other users on a first come, first served basis.

2. The Library reserves the right to relocate or cancel a booking of a Library meeting room, for either City of Willcox business or a Library program, with a 24-hour notice.
3. Scheduling of a meeting or program of a group or organization in the Library does not in any way constitute an endorsement by the Library of the group or organization; its activities; or of the ideas and opinions expressed during the course of meetings or programs held at the Library.
4. The use of the name, address or telephone number of the Elsie S. Hogan Community Library as the address for any group using the Library for meeting purposes is prohibited.

C. Guidelines

1. All requests to use the meeting rooms must be made in advance by a Willcox resident who takes responsibility for the group's compliance with this policy and for protection of all Library property in connection with the meeting.
2. Local non-profit organizations and associations may use a Library meeting room free of charge during Library hours. They must allow the general public access to their meeting, and may not charge admission fees.
3. For-profit groups and businesses may use a Library meeting room for education and training, but may not sell or dispense their product, distribute advertising, or schedule appointments for follow-up sales.
4. No group may transfer use of a Library meeting room to another group.
5. All fees are due upon submission of the application form.

D. Fee Schedule:

	Non-Profits/Associations	For-Profit/Private Use
Use During Library Hours	No Charge	\$35.00
Use Before/After Library Hours + Key Deposit (refundable)	\$25.00 + \$100.00	\$50.00 + \$100.00
Equipment Charge (Reserved in Advance)	No Charge	\$15.00
Food Service Cart Charge (During Library Hours Only)	No Charge	\$15.00
Coffee Maker (ea)	\$2.50	\$5.00
Iced Tea Maker	\$2.50	\$5.00
Microwave	\$2.50	\$5.00
Popcorn Machine	\$5.00	\$10.00
Toaster	\$2.50	\$5.00

1. Normal Library Hours are as follows: **Monday, Tuesday, Wednesday, 10 – 6; Thursday, 10 – 7; Friday, 9 – 5; Saturday, 9 – 2; Closed Sundays and Holidays.**
2. Meetings must begin within 15 minutes of our scheduled closing time or an After Library Hours charge will apply. Those starting before 8 AM incur Before Library Hours charge.
3. The Meeting Rooms will **not be available on Sundays and Holidays.**

E. Application Form and Procedure:

1. Reservations are made with the Director of the Library by submission and approval of the Meeting Room Application Form.
2. The person signing the Application Form must be over 18 years of age and in attendance when the Meeting Room is in use. That person shall be responsible for the conduct of their group, payment of fees and for protection of library property in connection with the meeting.
3. Reservations must be made at least seven days prior to the meeting date, in order to allow sufficient time to process the application and to notify the contact person. Applications may be accepted up to 6 months in advance.
4. Any fees are due with the Meeting Room Application.
5. The applicant will be contacted by the Library Director or his/her agent if use of the room is not approved.
6. Cancellation of reservations for meetings is required 10 days in advance for the return of any fees.

F. User Responsibilities:

1. Chairs and tables will be provided, but must be set up by each group. Groups are responsible for returning furniture and equipment to the configuration in which the room was found.
2. Groups and/or individuals using the Meeting Rooms on Fridays and Saturdays must be responsible for disposal of trash on a carry-in/carry-out basis.
3. Groups are responsible for cleaning up after themselves, and for any damage resulting from their use.
4. Lights and equipment must be turned off.
5. Use of the Meeting Rooms when the library is closed requires a meeting with someone on the Library Staff to obtain a key and review alarm procedures.
6. The Kitchen must be cleaned and returned to the condition in which it was found.
7. Smoking is not permitted anywhere on these premises.
8. Failure to abide by any of these rules for meeting room use may be justification for denying the group further use of meeting room.

XV. ARIZONA ADDRESS CONFIDENTIALITY PROGRAM (ACP)

All persons enrolled in this Program by the AZ Secretary of State's office, upon displaying proper documentation to a Library staff member, will be issued a Temporary Patron ID card, with the ten dollar (\$10.00) fee waived. Any and all questions will be referred to either the Library Supervisor or Director.

CITY OF WILLCOX
ELSIE S. HOGAN COMMUNITY LIBRARY
100 North Curtis Avenue
Willcox, AZ 85643
Tel.: (520) 766-4250
Fax: (520) 384-0126

FOR OFFICE USE ONLY:

Approved Not Approved _____ Initials

Meeting Room - A B C D E

Fee charged: _____ Equip. charged: _____

Paid: \$ _____ Key Deposit: \$ _____

APPLICATION FOR USE OF PUBLIC LIBRARY MEETING ROOM

Please complete this application and return it to: Director, Elsie S. Hogan Community Library, 100 North Curtis Ave, Willcox, AZ 85643-2150. Phone: (520) 766-4250; Fax: (520) 384-0126.

If the application is incomplete or illegible, it will be returned to you unapproved.

If you already made a tentative telephone reservation and you wish to hold it, you must submit this application on or before _____.

Date(s) of your meeting?

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What time would you like the room open? _____

What time does your meeting start? _____ What time does it end? _____

Name of your organization? _____

Organization is: Non-Profit Association For-Profit Private Use Government

Purpose of your meeting? _____

Estimated attendance. _____ (Maximum capacity for room is 45)

Number of chairs needed _____ Number of tables needed _____

Equipment requested _____

The undersigned, on behalf of the above named organization, hereby indicates that he/she has read and agrees to comply with the policy and procedures governing the use of a Library meeting room. The undersigned assumes all and exclusive responsibility for the preservation of order and the sole responsibility for any **injury** to persons, **damage** to Library facilities or Library or personal property, or **loss** of Library or personal property that may result from this use. Elsie S. Hogan Community Library will not be held responsible for any materials, equipment, or personal belongings left in the building.

Date of application **Signature of applicant** **Print Name**

Email: _____

Contact person _____ **Phone** _____

Address _____ **City** _____ **State** _____

XVI. LIBRARY INTERNET, WIRELESS & COMPUTER USE POLICY (2013)

In accordance with the mission of the Elsie S. Hogan Community Library, public access to the Internet is provided as an integral part of information services. As the Elsie S. Hogan Community Library is a gateway and guide to ideas, information and entertainment, the Library endeavors to develop collections, services and resources to fulfill this mission. In accordance with this mission, one such resource is public access to the Internet, whereby the Library provides free access for all cardholders in good standing, and free WI-FI for customers with their own laptops.

The Internet is a global entity with a highly diverse user population, and library customers use it at their own risk. Internet users should be aware that not all sources on the internet provide accurate, complete or current information. Provision of Internet service does not imply that the Elsie S. Hogan Community Library endorses or approves of any material accessed. **The Library assumes no responsibility for any direct, indirect, or consequential damages resulting from its connections to the Internet, nor can it guarantee privacy of any Internet sessions.**

Child Safety on the Internet

The Elsie S. Hogan Community Library provides Internet access on PCs which are filtered appropriately for youth, to comply with the federal Children's Internet Protection Act (CIPA), and adult areas of the Library. Each PC is labeled to indicate its level of filtering. Even with filtering, some Internet sites that are inappropriate in a library setting may be displayed. Because the Library is a public place, Library staff has the authority to end an Internet session when such material displays, at which time a warning message is sent electronically to the user. The second violation of this policy may result in suspension of their computer use privilege for a period of time.

Parents or guardians, *not* the Library or its staff, are responsible for the Internet information selected and/or accessed by their children, and must grant formal permission for access in writing, through the "Authorization of Internet Access by Minors" form. Wireless Internet service is **also** filtered. Parents are encouraged to discuss the use of the Internet with their children in relation to family values and boundaries, and to monitor their children's use of the Internet. Because there is no age requirement for using PCs in certain areas, and because no filtering software is 100% effective, parents are advised that objectionable material could still be accessible. As a public institution, open to use by minors, the Library restricts access to certain materials as described in the Arizona Harmful to Minors Act, (ARS Title 34, Chapter 5, Sections 13-3501, 13-3506, 13-3507, and 13-3508). Violation of this law is a **Class 6 felony**. **ACCESS TO OBSCENE, PORNOGRAPHIC, OR SEXUALLY EXPLICIT MATERIALS TO POST, VIEW, READ OR PRINT IS STRICTLY FORBIDDEN.**

The Elsie S. Hogan Community Library reserves the right to suspend a customer's privilege to use the Internet due to illegal or unethical use of the Internet or for any other violation of policy or guidelines, and also to modify this policy and guidelines at any time.

Internet, Wireless and Computer Use Guidelines

The following guidelines have been established to maximize fair usage of the Elsie S. Hogan Community Library computer resources:

1. All workstations are available for use via the automated reservation system or for wireless access login codes, at the front Circulation Desk. Access to computers in the Teen area is limited to young adults ages 13-17. Minors (age 17 and under) may not use the Internet without a proper authorization form on file, signed by their parent or legal guardian.

2. For Internet access using the automated reservation system, users need to be registered Elsie S. Hogan Community Library cardholders in good standing; for out-of-county/state users, a temporary Guest Card may be issued.
3. Users shall not commit fraud by using another patron's library card, name, or identification.
4. Computers are available during normal hours of library operation. Time limits apply. Time limits are managed by Envisionware's PC Reservation module. Each location provides several computers with various initial time periods, from 30 minutes to 1 hr. These limits may be extended by the user in 30 minute increments, up to double the initial time period, if no one is waiting. The last sign-up is 45 minutes before closing and patrons will have only 30 minutes on the computer. The automated computer management system will shut down all public access computers at a designated time each day.
5. Customers may not use their own software programs on the library's computers.
6. Customers may not download any files onto the hard drives of library computers. Downloads should be made directly onto their own USB flash drive. Headphones are required for sound, and are also available for purchase.

WARNING: Files downloaded from the Internet may contain a virus. When using the wireless service, customers should have virus checking software on their own computer to check downloaded files. The Elsie S. Hogan Community Library is not responsible for damage to a customer's disk or computer, or for any loss of data, damage, or liability that may occur from use of the library's computers or its connection to the Internet.

7. Library staff cannot provide in-depth training or troubleshooting concerning the Internet, wireless Internet access, or the customer's equipment.
8. Material may be printed at a cost of twenty-five cents (\$0.25) per page. Patrons will be charged for all pages printed. It is the responsibility of the patron to properly select pages to print. The automated print management system will give you prompts. Please ask for assistance if needed. The Library does not provide color printers. Regarding the wireless service, printers are not available for use with the customer's equipment. Documents that need to be printed should be saved to a floppy, CD or flash drive and printed from the library's equipment.

WHILE EXPLORING THE INTERNET, PLEASE REMEMBER:

Customers may not always be able to access all the sites they wish for various reasons: the host computer may be out of service or have changed its address, lines to the host computer may be congested, or the Library's connection may be temporarily down.

COMPUTER/INTERNET USER RESPONSIBILITIES:

1. Respect the privacy of other library customers during their computer sessions.
2. Illegal or unethical use of the Internet is prohibited. The Library cooperates fully with authorities wishing to prosecute criminals.
3. Sending lewd, threatening, or unsolicited e-mail/text messages is prohibited.
4. Damaging or altering computer hardware or software is illegal, and perpetrators will be prosecuted.

5. Customers may not attempt to circumvent or compromise the security of any host, network, or account. This includes, but is not limited to, probing the security of other networks, logging into a server or account that the customer is not expressly authorized to access, or masquerading as another person in order to obtain access to their account.
6. The Library makes no guarantees about and is not responsible for the security of information transmitted and received during your wireless Internet session. Wireless signals can be intercepted and cables can be tapped. Only connections to secure web sites are encrypted.
7. While using library computers, customers are expected to abide by policies regarding food, drink, and behavior, as outlined in the Elsie S. Hogan Community Library General Policy.

XVII. LIBRARY INTERNET FILTERING POLICY (2013)

The Elsie S. Hogan Community Library provides access to the Internet via public access computers and wireless service. Access to the Internet is provided as an integral part of the Library's research, education, and information services, and the Library upholds and affirms the right of adults to have access to constitutionally-protected materials. All customers are expected to use the Internet in a manner consistent with these purposes and with respect and consideration of other library users.

The City supports the application of Internet filters in accordance with state and federal laws. Per ARS 34-502, the Elsie S. Hogan Community Library will provide Internet filters to both its wireless system as well as its public computers that prevent minors from gaining access to visual depictions of child pornography, material that is harmful to minors or obscene, and that prevent anyone from gaining access to visual depictions of child pornography or that are obscene.

The library is not responsible for policing access to the wireless internet system, as it is open to anyone with a wireless device, both inside and outside the facility.

Patrons may request that a website blocked by the Library's filters be unblocked by following the procedure as specified by the Library Director or Library Supervisor, provided said site(s) do not violate state or federal laws. The Director or Supervisor will develop and enforce these procedures, which will be posted in a conspicuous location within the library and may be viewed by the public at any time.

The Elsie S. Hogan Community Library cannot control the resources on the Internet even through the use of filtering software. No Internet filter is 100% effective. A filter may still allow information that is objectionable or potentially offensive to children to be accessed. The Director will develop a complaint procedure, and will periodically review the effectiveness of the filtering software with the City's Information Technology (I-T) provider.

In accordance with ARS 34-502, this policy will be reviewed by the Willcox Public Library Advisory Committee, on behalf of the Willcox City Council, at least bi-annually.

ELSIE S. HOGAN COMMUNITY LIBRARY INTERNET FILTERING FAQ

The Elsie S. Hogan Community Library values free and equal access to information, even when that information may be controversial, unorthodox or unacceptable to others. With its implementation of filtering software, the Elsie S. Hogan Community Library balances its commitment to customers' diverse interests and individual rights with the need to comply with federal and state laws intended to protect minors from content that could be harmful or obscene.

Why do Elsie S. Hogan Community Library computers have filtering software?

Arizona Revised Statutes 34-501 and 34-502 mandates Internet access be filtered for minors. It requires that public libraries that provide public access to the Internet "deploy and enforce a technology protection measure to prevent minors from gaining access to visual depictions that are child pornography, harmful to minors, or obscene." Additionally it requires libraries to "deploy and enforce a technology protection measure to prevent anyone from gaining access to visual depictions that are child pornography or obscene." (ARS 34-502)

What sites are filtered?

The filtering software blocks sites that depict child pornography ([ARS 13-3553](#)), material harmful to minors ([ARS 13-3501](#)), and obscene material (20 United States Code section 9101).

How does Elsie S. Hogan Community Library's filtering software work?

The filtering software blocks sites that depict pornography, child pornography or obscenity.

Who decides which sites should be blocked?

The Library Director selects the categories of websites to block as defined by the vendor of the filtering software. Currently, the only categories selected are 'Adult Content,' 'Nudity', and 'Pornography.'

Will children be safer using filtered Internet access?

That is the goal. However, no filtering software is totally accurate, nor is it a substitute for parental judgment and oversight. The Elsie S. Hogan Community Library believes that the reading and viewing activity of children is ultimately the responsibility of parents who guide and oversee their own children's development. The Elsie S. Hogan Community Library does not intrude on that relationship, except when mandated by law.

Will objectionable material based on hate or violence be blocked?

No.

Will information on health and sexuality be blocked?

The filtering software is designed to block images and videos that depict pornography, child pornography or obscenity, not medical information or information on sexuality. However, there may be instances where information has been inappropriately blocked.

If this happens, please complete the Request for Reconsideration of Access to a Web Site form. Elsie S.

Hogan Community Library staff will evaluate the request and if deemed appropriate, will unblock the website. The customer will then be notified of the decision within five business days.

Does the Elsie S. Hogan Community Library filter social networking sites such as Facebook or blogs?

No.

How can customers request that a site be permanently unblocked?

Customers may complete and submit a Request for Reconsideration of Access to a Web Site form. Elsie S. Hogan Community Library staff will evaluate the request and if appropriate, will unblock the website. The customer will then be notified of the decision within five business days.

Can the filters be turned off?

The filter will be disabled only if the blocked site is appropriate for viewing in a public space and the site has been reviewed in compliance with our review process. The staff will evaluate the request and notify you within five business days.

Will the wireless Internet connection be filtered?

Yes. Filtering software is deployed for both wired and wireless Internet access.

REQUEST FOR RECONSIDERATION OF ACCESS TO A WEBSITE

Please use this form if you would like to request that the library unblock a website. Read the Elsie S. Hogan Community Library Internet Use Policy for more information, and the Filtering FAQ about Internet content filtering.

Name:
Your email address:
Phone number:
Web site address:
Reason for unblocking?
18 or older? <input type="checkbox"/> Under 18 <input type="checkbox"/>

Your request will be reviewed and you will be notified of a decision within 5 business days.