

**ALA LIBLEARNX 2023 COUNCIL MEETINGS
NEW ORLEANS, LA**

**SPECIAL COUNCIL SESSION: BYLAWS CONVENTION
FRIDAY, JANUARY 27
1:00 P.M. CT**

ALA President Lessa Pelayo-Lozada called the Special Council Session to order.

President Pelayo-Lozada noted the purpose of this meeting is for Council to consider and vote on a revised set of ALA Bylaws. The council voted in the affirmative to rescind the ALA Constitution in two consecutive votes at Annual 2022, followed by a Council meeting in August 2022. Council directed the ALA Constitution and Bylaws Committee to revise the ALA Bylaws.

President Pelayo-Lozada invited ALA Parliamentarian Adrian Stratton to outline the rules and procedures for this special session.

ADOPTED by CONSENT:

- Meeting Rules, CD #5
- Agenda, CD #8.1

ALA Bylaws Revision, ALA CD #25

Brian Schottlaender, Constitution & Bylaws Committee Chair, reported on the activities concerning the bylaws revision:

- Between September and December of 2022, the committee issued for comment three drafts of the general revision of the ALA Bylaws and hosted listening sessions after issuing each
- Draft 4 of the general revision of the ALA Bylaws is included in the Committee's report, with recommendations thus far approved by Council from Transforming ALA Governance (TAG), along with substantive input from the ALA Committee on Organization and ALA Council Paula Goedert
- Draft 4 includes an appendix which lists articles and sections from both the current Constitution and the Bylaws not included in the general revision, either because they are considered no longer relevant or because they are being recommended for inclusion in the ALA Policy Manual instead
- When Draft 4 was issued, Councilors were invited to submit amendments to the draft in advance of this Bylaws Convention. The committee received no amendments for 12 of the 18 articles in the bylaws, and requests for a total of 9 amendments to the remaining 6 articles.

No amendments were received for the following articles:

- I. Name
- II. Purpose
- III. Membership
- IV. Officers
- IV. Divisions

X. Round Tables
XI. Chapters
XII. Affiliated Organizations
XIV. Elections
XVI. Parliamentary Authority
XVII. Amendments
XVIII. Dissolution

The following amendments were received:

- Amendment 1 to Article V, Section 1
- Amendment 2 to Article V, Section 1
- Amendment 1 to Article VI, Section 1
- Amendment 2 to Article VI, Section 1
- Amendment to Article VI, Section 2.E
- Amendment to Article VII, Section 5
- Amendment to Article VIII, Section 1.a
- Amendment to Article XIII, Section 2
- Amendment to Article XV, Section 2

President Pelayo-Lozada presented each article for which no amendments were received for discussion or objections:

I. Name
II. Purpose
III. Membership
IV. Officers
IV. Divisions
X. Round Tables
XI. Chapters
XII. Affiliated Organizations
XIV. Elections
XVI. Parliamentary Authority
XVII. Amendments
XVIII. Dissolution

There were no objections or discussion to any of the above amendments, and all amendments were retained as part of the general bylaws revision draft.

President Pelayo-Lozada moved onto presentation the articles for which amendments were received.

President Pelayo-Lozada presented Amendment 1 to Article V, Section 1 moved by Councilor Erin Berman:

Revise Section 1 to read:

Section 1. Composition. The Executive Board of the American Library Association shall consist of

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fifteen (15) members including: the four (4) officers of the Association, the immediate past president, and ten (10) ALA members elected to three-year (3-year) terms as follows:

- A. three (3) at-large members;*
- B. two (2) division members;*
- C. one (1) round table member;*
- D. one (1) Rainbow Round Table member;*
- E. one (1) chapter member;*
- F. one (1) American Association of School Librarians member; and*
- G. one (1) member from one (1) of the National Associations of Librarians of Color (NALCo).*

President Pelayo-Lozada called for discussion of the amendment.

Councilor Berman moved a secondary amendment to read:

All Executive Board members must be active members of the American Library Association. Executive Board members not serving in at-large roles must be current members of the division, round table, chapter, or association designated above.

President-Pelayo-Lozada called for discussion Amendment 1 to Article V, Section 1 amendment.

President Pelayo-Lozada called for a vote on Amendment 1 to Article V, Section 1 amendment.

Results:

- 85 yes
- 42 no
- 2 abstain

APPROVED Amendment 1 to Article V, Section 1 amendment. The amended language will be included in the bylaws revision draft.

President Pelayo-Lozada called for discussion of Amendment 1 to Article V, Section 1, as amended.

President Pelayo-Lozada called for a vote on Amendment 1 to Article V, Section 1, as amended.

Results:

- 51 yes
- 77 no
- 4 abstain

DEFEATED Amendment 1 to Article V, Section 1, as amended. The original language in the bylaws revision draft is retained.

President Pelayo-Lozada presented Amendment 2 to Article V, Section 1 moved by Councilor Karen Schneider:

Revise Section 1 to read:

Section 1. Composition. The Executive Board of the American Library Association shall consist of thirteen (13) members including: the four (4) officers of the Association, the immediate past president, and eight (8) councilors elected by Council to three-year (3-year) terms.

All Executive Board members must be active members of the American Library Association. Executive Board members elected by Council must be current Councilors.

President Pelayo-Lozada called for discussion on the amendment.

President Pelayo-Lozada called for a vote on Amendment 2 to Article V, Section 1.

Results:

- 58 yes
- 71 no
- 5 abstain

DEFEATED Amendment 2 to Article V, Section 1. The original language in the bylaws revision draft is retained.

President Pelayo-Lozada presented Amendment 1 to Article VI, Section 1 moved by Councilor Kara Whatley:

Revise the beginning of Section 1 to read:

Section 1. Council Duties. The Council of the American Library Association shall be the policy-making body of the Association. The Council shall have the authority to monitor and enforce adherence to all Association policies and procedures. The Council shall delegate to the Association ...

President Pelayo-Lozada called for discussion of the amendment.

Councilor Jim Neal proposed a friendly amendment to strike “and procedures” from the amended language. The amendment was accepted by mover.

President Pelayo-Lozada called for continued discussion of the amendment with the following change:

Section 1. Council Duties. The Council of the American Library Association shall be the policy-making body of the Association. The Council shall have the authority to monitor and enforce adherence to all Association policies ~~and procedures~~. The Council shall delegate to the Association ...

President Pelayo-Lozada called for a vote on Amendment 1 to Article VI, Section 1.

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Results:

- 73 yes
- 62 no
- 1 abstain

APPROVED Amendment 1 to Article VI, Section 1. The language as amended will be included in the bylaws revision draft.

President Pelayo-Lozada presented Amendment to Article VI, Section 2.E moved by Councilor Tara Brady:

Revise Section 2E to read:

E. Fifty (50) councilors at-large shall be elected directly by the Association at large;

President Pelayo-Lozada called for discussion on the amendment.

Councilor Sara Kelly Johns moved Amendment to Article VI, Section 2.E amendment:

Revise Section 2E to read:

E. Thirty-six (36) councilors at-large shall be elected directly by the Association at large;

President Pelayo-Lozada called for discussion on Amendment to Article VI, Section 2.E amendment.

President Pelayo-Lozada called for a vote on Amendment to Article VI, Section 2E amendment.

Results:

- 83 yes
- 54 no
- 1 abstain

APPROVED Amendment to Article VI, Section 2E amendment. The amended language will be included in the bylaws revision draft.

President Pelayo-Lozada called for discussion on Amendment to Article VI, Section 2E, as amended.

Results:

- 85 yes
- 53 no
- 0 abstain

APPROVED Amendment to Article VI, Section 2E, as amended. The amended language will be included in the bylaws revision draft.

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President Pelayo-Lozada presented Amendment to Article VII, Section 5 moved by Councilor Tara Brady.

Revise Section 5 to read:

Section 5. Virtual Meetings. Meetings of the Association membership may be held virtually or in hybrid in-person and virtual mode; meetings of the Executive Board, Council, Standing Committees and Membership Meetings shall be held in either fully virtual or hybrid mode. The Executive Board shall establish the procedures for such meetings.

President Pelayo-Lozada called for discussion on the amendment.

President Pelayo-Lozada called for a vote on Amendment to Article VII, Section 5.

Results:

- 41 yes
- 94 no
- 3 abstain

DEFEATED Amendment to Article VII, Section 5. The original language in the bylaws revision draft is retained.

Councilor Aaron Dobbs moved a housekeeping change to the first sentence of this amendment. There were no objections to accepting the change:

Meetings of the Association ~~membership~~ may be held virtually

President Pelayo-Lozada presented Amendment to Article VIII, Section 1.a moved by councilor Erin Berman:

Revise Section 1A to read:

- A.** *Standing Committees. The standing committees of the Association named in these bylaws are the Bylaws Committee, the Committee on Appointments, the Committee on Committees, the Committee on Organization, the Election Committee, the Intellectual Freedom Committee, the Nominating Committee, and the Policy Monitoring Committee. Additional standing committees may be adopted by resolution of the Council. The Committee on Organization shall recommend to Council the name, size, composition, and charge of any such committee.*

President Pelayo-Lozada called for discussion of the amendment.

President Pelayo-Lozada called for a vote on Amendment to Article VIII, Section 1.A.

Results:

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- 68 yes
- 62 no
- 0 abstain

APPROVED Amendment to Article VIII, Section 1.A. The amended language will be included in the bylaws revision draft.

President Pelayo-Lozada presented Amendment to Article XIII, Section 2 moved by Councilor Kara Whatley:

Revise Section 2 to read:

Section 2. Auditing. An audit of all accounts shall be made annually by an external auditor and reported to the Executive Board and the executive directors of all Association subsidiary units.

President Pelayo-Lozada called for discussion on the amendment.

President Pelayo-Lozada called for a vote on Article XIII, Section 2.

Results:

- 33 yes
- 102 no
- 0 abstain

DEFEATED Article XIII, Section 2. The original language in the bylaws revision draft will be retained.

President Pelayo-Lozada presented Amendment to Article XV, Section 2 moved by Councilor Kara Whatley:

Revise Section 2 to read:

Section 2. Policy Monitoring Committee. The Policy Monitoring Committee shall monitor the accurate documentation and codification of Association policies and, subject to approval by the Council, shall prepare additions to or changes in the Association Policy Manual. The Committee shall also create and maintain a process for reporting any deviations from Association policies to Council.

President Pelayo-Lozada called for discussion on the amendment.

President Pelayo-Lozada called for a vote on Amendment to Article XV, Section 2

Results:

- 31 yes
- 96 no

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- 3 abstain

DEFEATED Amendment to Article XV, Section 2. The original language in the bylaws revision draft is retained.

President Pelayo-Lozada noted that all articles have been discussed and closed to further amendment. President Pelayo-Lozada invited Chair Schottlaender to present the final motions for the general revision of the ALA Bylaws.

Chair Schottlaender moved on behalf of the Constitution and Bylaws Committee, Motion 1: *that the Council adopt this General Revision of the American Library Association Bylaws as amended, for submission to the American Library Association membership, with the proviso that, after appropriate review upon adoption of the General Revision by the ALA membership, all recommended policy insertions be made in the ALA Policy Manual.*

President Pelayo-Lozada called for discussion of the motion. There was none. President Pelayo-Lozada called for a vote on Motion 1.

Results:

- 132 yes
- 1 no
- 2 abstain

APPROVED Motion 1: Council adopts this General Revision of the American Library Association Bylaws as amended, for submission to the American Library Association membership, with the proviso that, after appropriate review upon adoption of the General Revision by the ALA membership, all recommended policy insertions be made in the ALA Policy Manual.

The policy recommendations are contained in Appendix A and will be affixed to the minutes of the meetings along with the general revision, as amended.

President Pelayo-Lozada asked Council for consent to instruct the Constitution and Bylaws Committee to perform necessary grammatical and formatting housekeeping that does not change the context of the language. There were no objections.

Chair Schottlaender moved on behalf of the Constitution and Bylaws Committee, Motion 2: *that the Council approve the creation of a joint working group of the constitution and Bylaws Committee, the Policy Monitoring Committee, and the Committee on Organization to revise the ALA Policy Manual to include recommended policy insertions from the adoption of the General Revision of the ALA Bylaws.*

President Pelayo-Lozada called for discussion of the motion. There was none. President Pelayo-Lozada called for a vote on Motion 2.

Results:

- 134 yes

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- 0 no
- 0 abstain

APPROVED Motion 2: Council approve the creation of a joint working group of the constitution and Bylaws Committee, the Policy Monitoring Committee, and the Committee on Organization to revise the ALA Policy Manual to include recommended policy insertions from the adoption of the General Revision of the ALA Bylaws.

Announcements

ALA Executive Director Tracie Hall noted that current registration for LibLearnX is at 2601.

President Pelayo-Lozada adjourned the Special Council Session.

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SATURDAY, JANUARY 28
2:00 PM CT

President Lessa Pelayo Lozada called Council I to order.

ADOPTED by Consent:

- Meeting Rules, CD #5
- Agenda, CD #8.2
- 2022 Annual Conference Hybrid Council Meetings Minutes, CD #2

Executive Board Actions since the 2022 Annual Conference, CD #15

ALA Executive Director Hall noted highlights from the report on Board actions:

- Approved a one-year ALA-ALISE Joint Working Group on Equity, Diversity, and Inclusion
- Moved to accept Past Treasurer Maggie Farrell to be ALA representative to the Board of the American Library in Paris for a two-year term

Implementation of the 2022 Annual Conference Council Actions, ALA CD #9

ED Hall noted highlights of Council actions:

- Approved that ALA, on behalf of its members, call on President Biden to cancel student loan debt for all borrowers. A letter was sent to President Joseph R. Biden Jr., on August 22, 2022
- Approved, as amended, a 2022 update to the Resolution in Support of Immigrant Right

Nominations for the 2022 ALA Executive Board, CD #11

President-elect Emily Drabinski, Chair of 2022-2023 Committee provided the following report:

- Six nominees have been selected. The first three candidates receiving the highest number of votes will be elected to three-year terms, 2023 to 2026, and seated on the ALA Executive Board after the 2023 Annual Conference Meeting:
 - Stephanie Chase, Executive Director, Libraries of Eastern Oregon, and Founding Principal for the Constructive Disruption Consultancy, Portland, Oregon
 - Adriana Blancarte-Hayward, Senior Manager, Outreach Services, the New York Public

- Library, New York, New York
- Maria F. Estrella, Public Services Manager III, Cleveland Public Library, Cleveland, Ohio
 - Dorcas Hand, School Librarian Retired, now full-time advocate, Houston, Texas
 - Sophia Sotilleo, Dean, University Library, Thurgood Marshall Library, Bowie State University, Bowie, Maryland
 - Steven Yates, Associate Professor and Assistant Director, University of Alabama School of Library and Information Studies, Tuscaloosa, Alabama

President Pelayo-Lozada called for nominations from the floor. There were none.

Appointment of Tellers, CD #11.1

President-elect Drabinski noted that the following councilors will serve as election tellers:

- Ramin Naderi, Head Teller
- Lynn Johnson
- Tashia Miller
- Daniella Smith

The tellers will certify the results virtually following the close of the electronic ballot and post results to the Council Connect community.

The ballot will open immediately following the Executive Board Candidates' Forum tomorrow, Sunday, January 29, at 5 pm CT and close on Thursday, February 2, 2023, at 9 am CT. Councilors will receive a voting link and instructions via email from the ALA Governance office.

Membership Report, CD #44-44.3

Miranda Bennett, Membership Committee Chair, provided the following report:

- As outlined in CD #44.1, the committee asks to extend the membership model timeline, previously adopted and to implement as of FY 24. Additional market research about the price of dues, and a full membership model was successfully conducted at the close of 2022. Therefore, the Membership Committee moves for ALA Council to approve an extended timeline for the membership model implementation until FY 25 due to this additional market research.
- The second action item is in CD# 44.2, adjusting membership dues. In recent history, ALA Council has taken action to empower the ALA Executive Board to adjust personal membership dues annually as long as that increase does not exceed the Consumer Price Index. The committee would like to extend this practice, as well as including organizational and corporate dues. ALA Executive Board and Budget Analysis and Review Committee (BARC) are in favor of the action as well. Therefore, the ALA Membership Committee moves that beginning in FY 24 and continuing for five years, all member dues will be reviewed by the ALA Executive Board, which may approve a dues adjustment not to exceed the percentage change in the national average Consumer Price Index, the CPI, for the previous calendar year, rounded to the nearest dollar.
- The final action item in CD #44.3 concerns Round Table dues standardization, and it includes two separate votes. As part of Forward Together, the Round Table Dues Standardization Task Force was created to tackle the work of standardizing Round Table dues. The Task Force provided a ranked list of three potential dues scenarios, as well as two potential safety net

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scenarios to mitigate any significant adverse impact on any individual round table. The ALA Membership Committee reviewed this work and deliberated very carefully in selecting the actions to bring forward today. The action items have been approved by the ALA Executive Board, and BARC is in favor. The Membership Committee moves two actions:

1. Approval of the recommended dues rate for all 19 round tables, starting in FY 24, as outlined in CD #44.3
2. Approval of a safety net provision which provides a three-year financial subsidy to those round tables that experience a significant negative revenue impact, and it also ensures that no round table will lose their Council representative during this time.

Chair Bennet moved on the recommendation of the ALA Membership Committee, the ALA Council to approve an extended timeline for the ALA membership model until FY 25 due to additional market research, CD #44.1

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for the vote on CD #44.1

Results:

- 138 yes
- 2 no
- 0 abstain

APPROVED an extended timeline for the ALA membership model until FY 25 due to additional market research, CD #44.1

Chair Bennet moved on behalf of the Membership Committee, that beginning in FY 24 and continuing for 5 years, all member dues will be reviewed by the ALA Executive Board, which may approve a dues adjustment not to exceed the percentage change in the national average Consumer Price Index (CPI) for the previous calendar year, rounded to the nearest dollar, CD #44.2

Councilors discussed the motion, including the provision in the revised bylaws for a similar process for dues increase. President Pelayo-Lozada noted that if the revised bylaws are approved, they will supersede this action.

President Pelayo-Lozada called for a vote on CD #44.2.

Results:

- 128 yes
- 9 no
- 2 abstain

APPROVED that beginning in FY 24 and continuing for 5 years, all member dues will be reviewed by the ALA Executive Board, which may approve a dues adjustment not to exceed the percentage change in the national average Consumer Price Index (CPI) for the previous calendar year, rounded to the nearest dollar, CD #44.2

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Chair Bennet moved on the recommendation of the ALA Membership Committee, the ALA Executive Board to recommend to ALA Council the following dues structure for all round tables effective FY 24: All personal members, except students, \$15; student members, \$5; organization/corporate members, \$30, CD #44.3, Motion 1.

Council discussed CD \$44.3 Motion 1.

Councilor Brady moved on behalf of the leadership of the Social Responsibilities Round Table, to amend the motion that the dues structure from scenario 1 be struck and replaced with the structure from scenario 5, as outlined on page 4 of CD #44.3, which states: regular membership at \$20, student membership at \$0, supporter membership at \$20, and organization/corporate membership at \$40. It also breaks up individual Type II membership into multiple categories, with retired members paying \$20, non-salaried and support staff members paying \$10, and international members paying \$0, CD #44.3 Motion 1, amendment

Council discussed CD #44.3 Motion 1 amendment.

Councilor Raymond Run moved to called to question, with an objection from Council. President Pelayo-Lozada called for a vote on the call to question for CD #44.3 Motion 1 amendment.

Results:

- 87 yes
- 50 no
- 1 abstain

DEFEATED Motion to call to question CD #44.3 Motion 1 amendment (*as call to question motions require 2/3 approval*).

President Pelayo-Lozada reopened discussion on CD #44.3 Motion 1 amendment.

President Pelayo-Lozada called for a vote on CD #44.3, Motion 1 amendment.

Results:

- 24 yes
- 114 no
- 2 abstain

DEFEATED CD #44.3, Motion 1 amendment.

President Pelayo-Lozada reopened discussion for the original motion, CD #44.3 Motion 1.

Councilor Neal moved to amend to include free membership in the International Relations Round Table for international members, CD #44.3, motion 1, amendment 2.

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President Pelayo-Lozada called for discussion of Cd \$44.3 Motion 1, amendment 2.

President Pelayo-Lozada called for a vote on #44.3, motion 1, amendment 2.

Results:

- 79 yes
- 62 no
- 1 abstain

APPROVED motion to amend to include free membership in the International Relations Round Table for international members, CD #44.3, motion 1, amendment 2.

President Pelayo-Lozada called for discussion on CD #44.3, motion 1, as amended, and there was none. President Pelayo-Lozada called for a vote on CD #44.3, motion 1, as amended.

Results:

- 129 yes
- 8 no
- 0 abstain

APPROVED on the recommendation of the ALA Membership Committee, the ALA Executive Board to recommend to ALA Council the following dues structure for all round tables effective FY 24: All personal members, except students, \$15; student members, \$5; organization/corporate members, \$30, and IRRT international members \$0, CD #44.3, Motion 1, as amended.

Chair Bennet moved on the recommendation of the ALA Membership Committee, the ALA Executive Board to recommend to ALA Council the following provisions to all round tables for a transitional period of three years starting in FY 24 to minimize any adverse impact on individual round tables: At the close of each fiscal year, if a round table's dues revenue has decreased by more than 2% from the previous fiscal year, ALA will provide a subsidy of the entire lost amount to the round table. Any decrease of less than 2% would not be recovered. No round table will lose its Councilor during this time; however, any round table experiencing sufficient membership growth could gain a councilor during this period following the requirements in the ALA Bylaws, CD #44.3 Motion 2.

President Pelayo-Lozada called for discussion on CD #44.3 Motion 2, and there was none. President Pelayo-Lozada called for vote on CD #44.3 Motion 2

Results:

- 141 yes
- 1 no
- 0 abstain

APPROVED Motion that the following provisions to all round tables for a transitional period of three years starting in FY 24 to minimize any adverse impact on individual round tables: At the close of each

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fiscal year, if a round table's dues revenue has decreased by more than 2% from the previous fiscal year, ALA will provide a subsidy of the entire lost amount to the round table. Any decrease of less than 2% would not be recovered. No round table will lose its Councilor during this time; however, any round table experiencing sufficient membership growth could gain a councilor during this period following the requirements in the ALA Bylaws, CD #44.3 Motion 2.

Committee on Organization Report, CD #27

Andrew Pace, Chair of the Committee on Organization (COO), provided the following report:

- Appendix 3 noted that the committee is not bringing any action items Transforming ALA Governance Task Force recommendations approved at Annual 2022 but will continue to monitor efforts and coordinate as needed
- Chair Pace presented a recommendation of COO to approve a request from the Information Technology Advisory Committee (ITAC) to modernize the language of their charge to include focused areas of importance, including cyber security, business intelligence, and data governance. The proposed changes also define new working parameters between ITAC and the new Chief Information Technology Officer position. COO discussed and supports these changes.

Chair Pace moved to modify the charge of the Information Technology Advisory Committee, CD #27 Action Item 1.

Chair Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote CD #27 Action Item 1.

Results:

- 135 yes
- 0 no
- 1 abstain

APPROVED motion to modify the charge of the Information Technology Advisory Committee, CD #27 Action Item 1.

Chair Pace presented a recommendation from COO to approve the request of the Code of Conduct Committee to increase their committee size from 8 to 11 in order to handle the volume and occasional urgency of their work. COO agreed to support this request and gives its endorsement.

Chair Pace moved to modify the composition of the Code of Conduct Committee, CD #27, Action Item 2.

Chair Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote CD #27 Action Item 2.

Results:

- 143 yes

- 0 no
- 0 abstain

APPROVED motion to modify the composition of the Code of Conduct Committee, CD #27, Action Item 2.

Budget Analysis & Review Committee Report, CD #33.1

Karen Schneider, Chair of the Budget Analysis and Review Committee (BARC), provided the following updates:

- BARC activity:
 - September - online orientation
 - October - fall meeting, during which voted to recommend that Finance and Audit approve the FY23 estimates of income and the retirement plan audit
 - December, discussed CD #59, on hybrid Membership Meetings and voted to return the resolution to Council
 - Discussed a proposed Bylaws change to increase Board size from 13 to 15. BARC took no action, but there was consensus that BARC will monitor Bylaws proposals
 - January - voted to recommend Finance and Audit approve the FY24 budget objectives and Presidential Initiative Budget

Chair Schneider moved on recommendation from BARC, that 2021-2022 CD #59: Resolution on Continuing Virtual Access to ALA Membership Meetings, be returned to Council to resume voting:

Resolved, that the American Library Association on behalf of its members shall provide virtual access to all Membership Meetings for ALA members, mirroring access provided for in-person attendees, CD #33.1.

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote on CD #33.1.

Results

- 140 yes
- 1 no
- 1 abstain

APPROVED Resolution on Continuing Virtual Access to ALA Membership Meetings, CD #33.1.

Committee on Education Report, CD #41

Sandy Hirsh, Committee on Education Chair, provided the following report:

- The committee is seeking approval by ALA Council on the revision of the ALA Core Competencies of Librarianship:
 - Significant effort over the last five years
 - Worked in small working groups dedicated to each competency
 - Version presented today was revised in response to feedback received from ALA Council

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at the ALA Annual Meeting in June 2022. As requested, committee worked with the American Association of School Librarians to amend language regarding ALA accreditation

Chair Hirsh moved to approve the 2022 revision of the ALA Core Competencies of Librarianship, CD #41.

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote on CD #41.

Results:

- 136 yes
- 1 no
- 5 abstain

APPROVED the 2022 revision of the ALA Core Competencies of Librarianship, CD #41.

Operating Agreement Working Group Update, CD #40

Maggie Farrell and Andrew Pace, Co-chairs of the Operating Agreement Working Group, provided the following updates:

- On the recommendation from the final report of the Operating Agreement Working Group from Annual 2022, the Executive Board has tasked COO with stewarding the policy changes of the Operating Agreement
- Recommendations on financial operations require a different process, and a financial policy implementation workgroup is being convened to be chaired by treasurer Hepburn and CFO Dina Tsourdinis.
- An internal staff working group has also been established to work on the operational implementation of the recommendations

Announcements

ED Hall noted that LibLearnX registration numbers are at 2,622 total registrants, with 1700 of those fall into our regular category, with the rest comprised of mostly exhibitors, vendors, and press.

President Pelayo-Lozada adjourned Council I.

ALA COUNCIL II
SUNDAY, JANUARY 29
12:30 P.M. CT

President Pelayo-Lozada called the meeting to order.

APPROVED by CONSENT:

- Agenda, CD #8.3, as amended.

ALA Policy A.4.2.3 provides that memorials, tributes, and testimonials will be presented at the beginning of the last session of the ALA Council.

Memorial Resolutions:

- Deanna Bowling Marcum
- Dr. Roberto C. Delgadillo
- Menahem Schmelzer
- Barratt Wilkins
- Betty Lee Sung
- David Philip Norris
- Devona Pendergrass

Tribute Resolutions:

- The recognition of the Chinese American Librarians' Association's 50th anniversary.

Intellectual Freedom Committee Report, CD #19

Lesliediana Jones, Chair of the Intellectual Freedom Committee, provided the following report:

- Book challenges:
 - Preliminary data from 2022 indicates that the organized censorship campaign targeting schools and librarians is unabated
 - Yesterday's program, in conjunction with the Tulane First Amendment Clinic, discussed this issue and was full
 - Between January 1 and December 31, 2022, preliminary numbers indicate that librarians, educators, and members of the public reported to the Office of Intellectual Freedom regarding 1,212 attempts to ban or restrict library materials. 985 of these challenges targeted 2,527 unique books and graphic novels
 - These challenges target books reflecting the lives and experiences of LGBTQIA and BIPOC persons
 - The Office of Intellectual Freedom will be releasing final statistics and the list of Most Challenged Books for 2022 during National Library Week in April
- Banned Books Week
 - In 2022, Banned Books Week carried forward the theme "Books Unite Us, Censorship Divides Us" and programming had a strong theme of community and youth organizing
 - There is also unprecedented interest in Banned Books Week by major news outlets and local and regional press. Conversely, ALA members, schools, libraries, and OIF also saw unprecedented pushback to Banned Books Week, with multiple events, particularly Drag Queen Story Time canceled due to threats against performers and institutions
 - Theme of Banned Books Week 2023 is "Let Freedom Read"
- Intellectual Freedom Manual: committee will begin work on the 11th edition of the Intellectual Freedom Manual under the guidance of the editors, Erin Berman, Division Director of the Alameda County Public Library's learning group, and John Spears, Director of the Buffalo and Erie County Public Library
- IFC Privacy Subcommittee
 - Successfully initiating the Vendor and Library Privacy Community of Practice. The

- community of practice is an outcome of the work done by the Privacy Subcommittee's Vendor Policy
- o Resolution Working Group formed by a resolution adopted by ALA Council addressing concerns about the use of library users' data by vendors and third parties
- o Privacy Field Guides are available in a new format
- Challenges to Critical Race Theory and Diversity Training Toolkit, and Intellectual Freedom "Freedom and Censorship Q&A" are under review with plans to submit at Annual 2023
- Intellectual Freedom and Social Justice Working Group completed its work on its report to the Executive Board, which is determining the next steps, based on the report's conclusions

Committee on Legislation Report, CD #20

Ed Garcia, Chair of the Committee on Legislation, provided the following report on committee activities:

- Two-day in-person retreat this past November in Washington, DC. The committee discussed and approved the federal legislative and public policy agenda of four key areas: federal funding for libraries, library infrastructure and sustainability, digital inclusion and skills, copyright licensing and competition, and government and information services.
- FY 23 omnibus spending bill includes some welcome increases to library funding:
 - o Library Services and Technology Act (LSTA) saw an increase of \$13.5 million, raising the program total to \$211 million
 - o Innovative Approaches to Literacy saw \$1 million increase
 - o \$26.8 million increase for the IMLS
 - o \$30 million increase to the Library of Congress
 - o \$18 million increase for the National Library of Medals
 - o The Right to Read Act was introduced by Senator Reed and Representative Grijalva and designed to ensure all students, including low-income and minority students, children with disabilities, and English language learners have access to an effective school library staffed by a certified school librarian
 - o Reaffirms the First Amendment rights to apply to school libraries and would extend liability protections to teachers and school librarians
- Bipartisan Adult Education Works Act, which was also introduced by Senator Reed and Senator Young of Indiana that updates workforce challenges by updating the Workforce Innovation and Opportunity Act (WIOA), to strengthen and expand access to adult education services
- Challenging outlook for 2023:
 - o Libraries face existential threats with assaults on intellectual freedom on the local, state, and federal level
 - o Two pieces of legislation introduced in 2022:
 - Parents Bill of Rights, which includes a mandate that parents have access to a list of the books in a school library
 - Stop Sexualization of Children Act that would prohibit organizations that receive any federal funding from "sexually-oriented" programs, events, and literature for children under 10. The bill also would prohibit federal institutions from hosting and promoting works which promote sexual orientation
- PPA Office, along with colleagues at the Committee on Library Advocacy, Chapter Relations, and OIF work together to provide help when chapters and local libraries ask for ALA's help
- Members are encouraged to join ALA's Advocacy list at ala.org/takeaction

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- join the Unite against Book Bans campaign at uniteagainstbookbans.org
- Follow Advocacy on Twitter @UAbookbans and @librarypolicy.

Committee on Diversity, CD #13

Carla Davis-Castro, Committee on Diversity Chair, provided the following updates:

- New subcommittee created based upon the recommendation of the Working Group to Condemn White Supremacy and Fascism. For 2023, goals include identifying a chair of the subcommittee, naming additional members, and finalizing the subcommittee's charge, as well as establishing a meeting schedule to prepare recommendations for the Annual Conference 2023.
- Will create another subcommittee later in 2023 that is dedicated to updating two sets of standards: 2023 edition of the American Library Association Standards for Library Services for the Incarcerated and Detained and a revision of the 2017 Standards and Guidelines for Service for the Library of Congress Network of Libraries Serving the Blind and Physically Handicapped

Policy Monitoring Committee, CD #17

Toni Negro, Policy Monitoring Committee (PMC) Chair, provided the following updates:

- In accordance with Policy A.4.2.6 of the ALA Policy Manual, the committee has reviewed actions taken by the ALA Council during the March 2022 Virtual Meeting and June 2022 Annual Conference for revisions to the ALA Policy Manual
- The committee has three action items for Council

Chair Negro on behalf of PMC moves to insert into the ALA Policy Manual as B.2.1.27.1 the DEI Scorecard for Library and Information Organizations, CD #17 Action 1.

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote on CD #17 Action 1.

Results:

- 137 yes
- 2 no
- 1 abstain

APPROVED to insert into the ALA Policy Manual as B.2.1.27.1 the DEI Scorecard for Library and Information Organizations, CD #17 Action 1.

Chair Negro moved on behalf of PMC to insert into the ALA Policy Manual as B.2.1.3.1 Resolution to Support School and Youth Service Librarians Facing Increased Intellectual Freedom Challenges, CD #17 Action 2.

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote on CD #17 Action 2.

Results:

- 137 yes
- 0 no

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- 0 abstain

APPROVED to insert into the ALA Policy Manual as B.2.1.3.1 Resolution to Support School and Youth Service Librarians Facing Increased Intellectual Freedom Challenges, CD #17 Action 2.

Chair Nego moved on behalf of PMC to insert into the ALA Policy Manual as B.2.1.27.2, Resolution to Promote Equity, Diversity, And Inclusion Efforts in American Association of School Librarians while Addressing Historical Effects of Racism, CD # 17 Action 3.

President Pelayo-Lozada called for discussion, and a typo was noted to be corrected as a matter of housekeeping.

President Pelayo-Lozada called for a vote on CD #17 Action 3

Results:

Commented [HR1]: Wasn't in transcript - just that it was approved. Need to verify numbers.

APPROVED to insert into the ALA Policy Manual as B.2.1.27.2, Resolution to Promote Equity, Diversity, And Inclusion Efforts in American Association of School Librarians while Addressing Historical Effects of Racism, CD # 17 Action 3.

Treasurer Report, ALA CD #13.1

Peter Hepburn, ALA Treasurer, provided the following updates:

- The FY22 Financial results may be found in Executive Board Documents #3.14-3.14a, which are available on the Executive Board Documents site.
 - The following numbers reflect unaudited FY 22 year-end results. The audit should be finalized next month:
 - Net revenues of \$7.9 million, a favorable variance from budget of \$11.3 million
 - Revenues of \$59.2 million, which were \$14.4 million greater than budgeted, and expenses of \$51.3 million, which were \$3.1 million greater than budgeted
 - Revenues across Divisions were just short of budget with \$50,000 unfavorable variance, but expenses came in far below budget, at a \$1.7 million favorable variance
 - Four of the eight Divisions exceeded their net revenue projections and four below
 - Round Tables revenues were at \$666,000, which is higher than budgeted, and expenses at \$344,00 were lower than budgeted, for a resulting net revenue of \$321,000, a \$281,000 positive variance from budget
 - 17 of the 19 round tables realized net revenues greater than budgeted
 - ALA's liquidity has improved
 - ALA continues to pay down loans
- FY23 Update as of November 2022:
 - Total ALA deficit of \$2.6 million, primarily due timing differences in recording such things as grants and awards, but the Finance office is closely monitoring the budget

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- Short-term investments risen to \$8.5 million
- CD #13.1 outlines the budget assumptions and tactical goals as part of the budget planning process for FY24. Budget assumptions: Positive revenue and expense budget, which revealed a surplus for the Association; 3% salary increase for staff; and a continued rate of 26.5% overhead.
- Tactical goals are listed in the report
- The FY24 budget objectives were previewed at the joint Planning & Budget & Assembly, BARC, and Division Leadership Meeting, and approved at the joint BARC/F&A meeting and then by the Executive Board, which sends the objectives to Council for approval

Treasurer Hepburn moved that Council accept the following Budget Objectives, as a basis for the FY 24 budget and as a key framework for budget planning: Positive revenue/expense budget; rebuild membership base; monitor new revenue sources; develop budget surplus; focus on financial stability and growth; and develop new budget metrics, CD #13.1.

President Pelayo-Lozada called for discussion, and there was none. President Pelayo-Lozada called for a vote on CD #13.1.

Results:

- 139 yes
- 1 no
- 0 abstain

APPROVED the following Budget Objectives, as a basis for the FY 24 budget and as a key framework for budget planning: Positive revenue/expense budget; rebuild membership base; monitor new revenue sources; develop budget surplus; focus on financial stability and growth; and develop new budget metrics, CD #13.1.

Freedom to Read Foundation Report, CD #22

Freedom to Read Foundation (FTRF) President, Peter Coyle, provided the following report:

- New litigation:
 - One of the most important statutes that enables and protects libraries' provision of Internet access and online information resources is Section 230 of the Communications Act of 1934. Next month, the Supreme Court will hear oral arguments in Gonzalez v. Google, a lawsuit filed against Google and its YouTube service under the Anti-Terrorism Act by Reynaldo Gonzalez. He and other parties are asking the court to interpret the provision to exclude the immunities; however, if providing URL to content falls outside the protections for third-party providers, then any host or provider of access to third-party content is unprotected and could subject the provider to possible legal liability. This includes libraries and the services that provide content to users. FTRF has joined the Electronic Frontier Foundation, the American Library Association, Association of Research Libraries, and the Internet Archive in an amicus brief authored by the Electronic Frontier Foundation that urges the Supreme Court to preserve the immunities provided by Section 230
 - Recent effort by Virginia congressional candidate to have the books Gender Queer and A Court of Mist and Fury declared obscene for viewing by minors in that state was

- defeated
- FTRF staff and legal counsel continue to provide guidance, information, and support to library workers, students, and parents addressing book censorships in their communities, including those filing the suits to defend their right to read, such as Leila Green Little v. Llano County, Texas; CKW versus Wentzville R-IV School District; and Gibson Brothers v. Oberlin College, described in more detail in the report
 - Held a panel yesterday, "Book Bans, Libraries and Law, standing up to library censorship in Louisiana and beyond"
 - Over 500 people registered to attend the Freedom to Read Foundation's online two-day symposium, *Where Intellectual Freedom and Social Justice Meet: A Call to Action*
 - Symposium co-chair Sophia Sotilleo is the guest editor for a special edition of the Journal of Intellectual Freedom & Privacy titled "Social Justice and Intellectual Freedom: Working Within a Divided Nation," which will preserve and carry forward the conversations begun during the Symposium. This special edition is anticipated in winter of 2023
 - FTRF Developing Issues Committee is undertaking a sustained deep dive into factors impacting the heightened pressure on libraries to censor content, including censorship control efforts and harassment focused on LGBTQI+ persons and content, as well as content produced by Black, Indigenous, and persons of color
 - Judith Krug Memorial Fund provided grants to schools and libraries last year supporting efforts of Banned Books Week, including Athens Clark County Library in Athens, GA; Friends of the Chesapeake Public Library, Chesapeake, Virginia; Keen University Common Read Program in Sayer, Pennsylvania; Mary Lou Johnson Harden County Library in Kenton, Ohio; Medina County District Library in Medina, Ohio; and the Silver Library in Paramus, New Jersey.
 - The Krug Fund's successful partnership with the University of Illinois iSchool and the San Jose State University School of Information ensures the dedicated graduate coursework addressing the practice of intellectual freedom in libraries remains available to those preparing for this profession
 - Encourage all ALA councilors and members to join as personal member of the Freedom to Read Foundation, as well as encouraging your institutions to join
 - Also encourage councilors and members to support the Merritt Fund, which supports librarians and library workers who have lost their employment or have legal bills or other challenges in direct relation to First Amendment challenges

Affiliate Request, CD #45

President Emily Drabinski presented an affiliate request in accordance with ALA Constitution Article 10, Section 1, that states that national or international organizations having purposes similar to those of the Association or to one or more of the Association's subdivisions may request to become an affiliate of the Association. Requests for affiliation are subject to Council's approval.

ALA Policy Manual, A.10.2 states the criteria have been established to guide the Council in considering applications for affiliation with ALA: national and international organizations must be not for profit, have interests consistent with those of ALA, have sufficiently large membership and length of existence to ensure continued support under constitutions and bylaws not in conflict with ALA and its policies, and do not discriminate in membership on the basis of race, creed, color, sex, sexual orientation, gender identity or expression, age, disabilities, or national origin.

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President-elect Drabinski moved on behalf of the Executive Board to forward this application for affiliate status for the LiteracyNation Inc., in accordance with Policy A.10.2, and recommends affiliation to the ALA Council, CD #45.

President Pelayo-Lozada called for discussion of CD #45.

President Pelayo-Lozada called for a vote on CD #45.

Results:

- 134 yes
- 3 no
- 2 abstain

APPROVED application for affiliate status for the LiteracyNation Inc., in accordance with Policy A.10.2, CD #45

Resolution on Human Rights and Freedom of Speech and Expression in Iran, ALA CD #51

Councilor Ramin Naderi moved the following:

Resolved, that the American Library Association (ALA), on behalf of its members 1. stands with the people of Iran and supports their efforts for achieving human rights, women's rights, freedom of speech and expression, and self-determination; 2. condemns acts of violence and censorship by the Islamic Republic of Iran; 3. encourages the United States government and international organizations to support the people of Iran; and 4. supports efforts providing resources, tools, educational materials, and other forms of assistance that help Iranians and Iranian librarians.

President Pelayo-Lozada called for discussion of the resolution.

President Pelayo-Lozada called for a vote on CD #51.

Results:

- 140 yes
- 0 no
- 2 abstain

APPROVED Resolution on Human Rights and Freedom of Speech and Expression in Iran, ALA CD #51.

Resolution on Revising the Code of Conduct to Include Online Activity, ALA CD#52

Councilor Erika Long moved the following:

Resolved, that the American Library Association, 1. revises the Code of Conduct for conferences and meetings to include harassment towards participants, including, but not limited to,

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members, staff, visitors, and speakers online and via social media platforms as unacceptable behavior; 2. urges conference and meeting participants to refrain from posting content online that might defame, negatively affect, or otherwise cause harm to individuals or institutions.

President Pelayo-Lozada called for discussion of CD #52

Councilor DeSantis moved a friendly amendment to whereas clause 5: “Whereas social media commentary ~~during the 2022 ALA Conference caused harm to participant(s)~~ over the past several years have caused harm to conference participants; now, therefore, be it...”. The friendly amendment was accepted by the mover.

President Pelayo-Lozada called for continued discussion on CD #52, as amended.

Councilor Tepe moved to refer CD #52 as amended to the Committee on Professional Ethics

President Pelayo-Lozada asked for objections to the referral, and there was an objection.

President Pelayo-Lozada called for a discussion on CD #52 as amended, Motion to Refer.

Councilor Brady moved that the Motion to Refer be amended to refer resolution to the Executive Board to assign it to the appropriate body, with the provision that a report be made at Annual, CD #52 as amended, Motion to Refer to the Executive Board

President Pelayo-Lozada called for discussion on CD #52 as amended, Motion to Refer to the Executive Board.

President Pelayo-Lozada called for a vote on CD #52 as amended, Motion to Refer to the Executive Board

Results:

- 120 yes
- 20 no
- 2 abstain

APPROVED CD #52 as amended, Motion to Refer to the Executive Board.

Resolution to Establish Policy Monitoring Oversight for the Executive Board, ALA CD #53

Councilor Tara Brady moved the following:

Resolved, that the American Library Association, on behalf of its members, directs the Committee on Organization to create and maintain a process for reporting deviations from the Association policies to Council with the goal of enabling Council to conduct its oversight role over the Executive Board.

President Pelayo-Lozada called for discussion of the resolution.

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Councilor Neal moved to refer CD #53 to the Committee on Organization to consult with the appropriate groups.

President Pelayo-Lozada called for discussion of the Cd #53 Motion to Refer.

President Pelayo-Lozada called for a vote on CD #53 Motion to Refer.

Results:

- 112 yes
- 8 no
- 4 abstain

Commented [HR2]: Transcript said 12 yes, but that can't be right. Confirm it is 112

APPROVED CD #53 Motion to Refer.

Resolution on Constitution & Bylaws Housekeeping, CD #54

Councilor Aaron Dobbs, mover, withdrew the resolution.

Additional Business: Dissolution Question

Libré Booker, Executive Board member noted the following:

- At Annual Conference 2020, so ASGCLA, ALCTS, LLAMA, and LITA were dissolved by a vote that was out of order according to the Bylaws, Article 6, Section B, which states the Council, by a vote of two consecutive meetings, may dissolve a division if, in the opinion of the Council, the usefulness of that division has ceased
- The original vote at Annual occurred at Council II, on January 23. Then the second vote did not come up in the consecutive meeting, which would have been Council III, but was held at a later special meeting
- This process presents a question regarding the validity of the dissolution process

EB Member Booker moved to refer this dissolution question to the Committee on Organization (COO) to report at 2023 Annual Conference.

President Pelayo-Lozada called for discussion of the motion and invited Parliamentarian Stratton to speak to the procedural concerns around the dissolution.

Parliamentarian Stratton noted that in his opinion, an entire conference is a session, and a session is composed of multiple meetings. Both the former parliamentarian and Mr. Stratton looked at the Bylaws. After additional information was provided from the Governance Office, the Parliamentarians consulted with the President-Elect and the sitting President. With the information presented, the Parliamentarians issued an opinion. Parliamentarian Stratton emphasized that Parliamentarians offer opinions but not rulings.

Councilor Garcia moved a friendly amendment to include Constitution & Bylaws Committee in the referral. The mover accepted the friendly amendment.

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President Pelayo-Lozada called for continued discussion of the Motion to Refer this dissolution question to COO & Constitution & Bylaws Committee to report at 2023 Annual Conference.

President Pelayo-Lozada called for a vote on this motion.

Results:

- 135 yes
- 5 no
- 0 abstain

APPROVED Motion to Refer this dissolution question to COO & Constitution & Bylaws Committee to report at 2023 Annual Conference.

Announcements

- Information and Technology Advisory Committee Chair Ed Sanchez welcomed the new ALA Chief Information Technology Officer, Rebecca Headrick
- Councilor Elizabeth Nebeker noted that the Youth Council Caucus meeting is scheduled after the Executive Board Candidates' Forum
- ED Hall noted that registration remains at 2,623 attendees
- Executive Board Candidates' Forum will be held 4-5 pm CT following this session
- Councilor Mario Gonzalez thanked President Pelayo-Lozada for presiding over this body during the complicated process of approving the Bylaws revision.

Council moved into closed session for the remainder of Council II.