

**Proceedings of the 97th Annual Meeting of the  
American Association of Law Libraries  
Held in Boston, Massachusetts**

**July 10–14, 2004**

**Monday, July 12, 2004**

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**Monday Afternoon—Session One  
July 12, 2004**

[The first session of the General Business Meeting of the American Association of Law Libraries was called to order at 2:30 P.M. at the Hynes Convention Center, Ballroom A, with Janis L. Johnston, President, presiding.]

**Call to Order**

¶1 **President Janis L. Johnston** (University of Illinois at Urbana-Champaign, Albert E. Jenner Memorial Law Library, Champaign, Illinois): The Chair is pleased to call

to order the first session of the 2004 General Business Meeting of the American Association of Law Libraries.

¶2 As of July 11, 2004, we have 1752 AALL members registered for the 2004 Annual Meeting. Our Bylaws, Article V, Section 3, stipulate that “a quorum for a business meeting of the Association shall consist of fifty members registered at that meeting.” The count of members in attendance at this Business Meeting is 102. A quorum is present.

### **Introductions**

¶3 The Chair would like to introduce those present at the head table: Parliamentarian Joan Horrigan, Vice President/President-Elect Victoria Trotta, Treasurer Anne Matthewman, Secretary Catherine Lemann, and Executive Director Susan Fox.

### **Adoption of the Standing Rules**

¶4 The Rules of Conduct for AALL General Business Meetings appear on page ten of your Annual Meeting program. If the Chair hears no objection, these rules will be adopted for this meeting. (No response.) Hearing no objection, these rules are adopted for the 2004 Business Meeting, session one on Monday and session two on Tuesday.

### **Adoption of the Agenda for Both Sessions**

¶5 For information in planning our agenda, are there any resolutions that will be introduced during this meeting? If anyone has a resolution to introduce, please provide the Secretary with three copies of it now. These resolutions will be added to the end of today’s agenda. If you wish to introduce a resolution to add to tomorrow’s agenda, please provide the Secretary with three copies in advance of that meeting.

¶6 Copies of today’s agenda are available right outside the doors to this meeting room. The session today will be concluded no later than 4:00 P.M. Are there any changes or additions to the agenda? (No response.) Hearing none, I declare the agenda adopted.

### **Approval of the Minutes from the 2003 Business Meeting**

¶7 The minutes of the 2003 Business Meeting were published in the fall 2003 issue of *Law Library Journal*, Volume 95, Number 4. Are there any corrections? (No response.) If there are no corrections, the Chair will declare those meeting minutes approved. (No response.) I declare the minutes of the 2003 Business Meeting approved as published.

### Report on Elections

¶8 The Chair is pleased to call to the podium Secretary Catherine Lemann for a report of the 2004 election results.

¶9 **Ms. Catherine Lemann** (Law Library of Louisiana, New Orleans, Louisiana): Thank you, Madam President. The ballots for the election of the 2004–2005 officers and board members were mailed to all voting members on March 2, 2004, returned by April 2, 2004, and tabulated on April 5, 2004. This schedule is consistent with the AALL Bylaws. The successful candidates were Claire Germain, Vice President/President-Elect; Joyce Manna Janto, Treasurer; and Anne Meyers and Kathie Sullivan, members of the Executive Board.

¶10 Continuing on the Board will be Victoria Trotta, President; Janis Johnston, Past President; Catherine Lemann, Secretary; and Kathy Carlson, Ann Fessenden, Nina Platt, and Merle Slyhoff, members of the Executive Board.

¶11 A total of 1716 ballots were returned on time and three were invalidated. An itemized list of the election results has been submitted with this report and is available from the Executive Director upon request.

¶12 **President Johnston:** Thank you. The Chair declares the following persons duly elected by the membership and asks them to stand and be recognized: Claire Germain, President-Elect; Joyce Manna Janto, Treasurer; and Anne Meyers and Kathie Sullivan, members of the Executive Board. (Applause.)

¶13 If there are no objections, the Chair will authorize the Secretary to destroy the ballots of the 2004 election. (No response.)

### Memorials

¶14 We have been informed of the deaths of several members and friends of our Association during the past year. They are Elinor Alexander, Richard L. Beer, Nancy Crossed, Simon Goren, Jeannine Mobley Irwin, Carleton Kenyon, Betty Le Bus, Walter H. McLeod, D.J. Morrison, Karen T. Orlando, Ann Smith, Ludwig Teclaf, Susan Welch, and James White. Are there any other members we should remember at this time? (No response.)

¶15 Please stand and join me in a moment of silence in memory of those individuals who died during the past year. They will be remembered for their contributions to AALL and to the law library profession. (A moment of silence was observed by the members.) Thank you.

### Report of the President

¶16 It is now my honor to present the president's report. As you know, the theme for this year's Annual Meeting is "Boston to Mumbai, The World of Legal Information." And in many ways, our global theme has been a thread that has tied together much of the Association's work this year.

¶17 My goal in choosing this theme has not been just to capture the globalization of our work but also to stress the relationships our members and our libraries have with the larger world in which we work. Additionally, this theme represents a desire to position AALL in this larger world to exert positive influence for the benefit of our members.

¶18 Our global focus this year has prompted the members of the Executive Board to spend much of our time together thinking about AALL's need to be more flexible and strategic in responding to the trends influencing the profession. Specifically, our thinking has led us to examine the role of the Board in leading the Association. Traditionally, much of the Executive Board's time and attention has been focused on internal management of the Association. But this year it has been our sense that AALL's future requires a Board that focuses equal attention on the external environment and plays a much more strategic role in advancing the interests of our members.

¶19 The Executive Board has undertaken efforts this year to shift its focus more toward the larger world of legal information, including the external forces that will have an impact on our work. Our hope is to do a better job in positioning AALL and anticipating member needs as changes occur.

¶20 To make this shift, the Board will need to reduce the time it spends on internal management by delegating more responsibility to our committees, SISs, and other entities. This will be a change in how AALL does business. But we believe that this shift in focus will provide many benefits for our members, such as empowering a broader base of leadership in the Association through shared decision making, improving AALL's effectiveness in anticipating member needs through more timely programs and services, and positioning AALL to be a stronger advocate for law librarianship and information policy.

¶21 Our hope is that these changes will improve the programs and services the Association provides to its members and bring more recognition of the value of law librarianship to the larger world of legal information.

¶22 I am pleased to report that AALL has had some unique opportunities this year to play a leadership role among library organizations in advocating on areas of common interest.

¶23 I had the privilege of representing our organization at a preconference to the United Nations World Summit on the Information Society. At that conference, we were able to draft language encouraging the official delegates to the summit to recognize the central role libraries, and especially law libraries, are in a position to play in shrinking the digital divide between rich and poor nations.

¶24 In April I spoke on behalf of all the major library organizations at a congressional hearing, where I presented testimony on the performance of the United States Government Printing Office. I pointed out that librarians in particular are concerned that GPO solve the issues of authentication, currentness, and public access to government information before it moves to a totally digital format for all of its publications.

¶25 The work of AALL's Washington Affairs Office is considered one of the most important activities the Association provides for its members. This spring we held a meeting in Washington to do long-range planning for our Washington office and some strategic thinking about our advocacy issues. We are attempting to ensure that we have the necessary resources in place to continue our strong voice on information policy issues. In addition, I held a meeting this past Sunday with leaders of other national and international law library associations to discuss collaborative efforts on information policy advocacy. Many trends in copyright law, digital rights, and licensing are developed first on the international stage before they reach national legislatures and courts. It is my hope that collaboration with other law library associations will provide added impact as we work to promote your interests.

¶26 We continue to work on designing a new continuing education program for the Association. The Career Development Task Force did an excellent job this year distilling all the information gathered from the needs assessment survey conducted last summer. We are now pursuing funding to hold a special meeting of SIS, chapter, and Board leaders to create the final design for a program that will meet our diverse needs for career development.

¶27 I am pleased to report that on Friday the Executive Board passed a new site selection policy that moves our site selection process from a geographic-based policy to a criteria-based one. Our new policy identifies those criteria that, when met, will ensure that our meetings are held in cities that will draw as many members as possible to our Annual Meeting and Conference. There are ten cities on the initial list, but that list may change over the years as other cities develop convention facilities that will meet our member needs. Our professional meeting staff will be contacting all ten of these cities this fall to gather bids. The Executive Board will then select the sites for the 2009 and 2010 meetings based on which ones have presented us with bids that will result in the best hotel rates for our members.

¶28 Finally, I want to say that my year as AALL president has been an amazing experience for me. I have been struck time and time again by the energy, innovation, imagination, and dedication of our members and of law librarians worldwide. I will always be very grateful to AALL's members for giving me this opportunity. I am grateful, too, to AALL's extraordinary staff for their exceptionally hard work and dedication to AALL. Thank you very much. (Applause.)

### **Introduction and Remarks of Special Guests**

¶29 We are honored to have guests from several of our sister library associations with us today. I would like to invite them to make brief statements at this time. First of all, I'd like to call upon John Sadler, Vice President of the Canadian Association of Law Libraries.

¶30 **Mr. John Sadler** (University of Western Ontario Law Library, London, Ontario): Good afternoon, ladies and gentlemen. It's wonderful to be here in the historic city of Boston attending your Annual Meeting.

¶31 The president of the Canadian Association of Law Librarians, Janine Miller, had planned to be here this week. But, unfortunately, due to a death in her family, she was not able to join us. So on behalf of Janine and the Canadian Association of Law Libraries, I bring you greetings.

¶32 It's great to experience the breadth of educational programs that you present. We're always impressed when we come to these meetings by the leadership your organization shows in law librarianship issues and the warmth of your hospitality.

¶33 If there's one thing that Canadians are passionate about, aside from law librarianship, it's hockey. And it's been a month now, but we are finally getting over the loss of the Stanley Cup playoffs. But we'll be back next year. (Laughter.)

¶34 I just want to say in closing that I hope as many of you as possible will be able to join us next year in Canada. The Canadian Association of Law Libraries conference will be held in St. John's, Newfoundland, from May 15 to May 18. I hope to see some of you there. (Applause.)

¶35 **President Johnston:** Thank you, John. I'd like to call upon Jules Winterton, First Vice President of the International Association of Law Libraries.

¶36 **Mr. Jules Winterton** (University of London, Institute of Advanced Legal Studies, London, England): Good afternoon, everyone. Thank you for the opportunity to say a few words on behalf of the association, its members, and its president, Holger Knudsen, librarian of the Max Planck Institute in Hamburg, who can't be here this year.

¶37 It's particularly appropriate that the International Association of Law Libraries is represented here. For one thing, the American Association of Law Libraries played a major part in founding IALL back in the late 1950s. We have members from well over fifty countries around the world. But a lot of the American association members are also members of the international association. The last reason, the most important reason, is that IALL is actively engaged in those issues that you rightly identified for your Annual Meeting. I am very pleased that Janis chose this theme for your conference.

¶38 One of the prime elements of our mission is to bring professional law librarians together across boundaries of all sorts—national boundaries, regional boundaries. I'm very pleased that this conference has addressed that.

¶39 I've got two invitations which I must make, which are sort of advertisements, too. We in the International Association have always held a reception here at your Annual Meeting every year. But it's not a reception for IALL members only, it's a reception for anyone who's interested in what we do. So I'd like to invite you to come along to that reception, which is in the Harvard Law School Library tomorrow evening from 6:45 to 9:00 P.M. And I'm very glad to say we're holding it in collaboration with the Foreign, Comparative and International Law Special Interest Section of AALL. So that's a great collaboration. I'm looking forward to it.

¶40 In addition, we hold a long conference each year, which is an annual study course in international law librarianship. This year it is happening in the middle of

next month in Helsinki, Finland, with a day in Tallinn, Estonia. And if you come—well, maybe not, because it's short notice now. (Laughter.) But come to Florence next year, we'd be glad to see you there too. Thank you very much. (Applause.)

¶41 **President Johnston:** I'd like to invite Victoria Jannetta, outgoing Chair of the British and Irish Association of Law Librarians, to make a few comments.

¶42 **Ms. Victoria Jannetta** (KPMG, London, England): Greetings, everybody, from the UK and Ireland. On behalf of BIALL, I'd like to thank AALL for inviting me to attend this conference as your guest.

¶43 The last AALL meeting I attended was in Seattle. It was in the mid-1990s. I remember being overwhelmed by the size of the conference. However, I was inspired enough by the people I met and the seminars I attended to get more involved in my own association. And, as Janis said, I've just completed my term of office as the Chair of BIALL. So I've got a lot to thank AALL for. And I must say, I'm finding this meeting a lot less overwhelming. I'm pleased to say I recognize many familiar faces here.

¶44 I'm pleased to be in Boston again, a U.S. city that due to its history and the fact that you can actually walk places reminds me quite a lot of home. Your theme, "Boston to Mumbai," is very apt. I find the sessions here very interesting and very relevant to our work in the UK.

¶45 There are a number of BIALL members here at AALL, including our current Chair, Susan Doe, who's here representing her employer. We look forward to meeting as many of you as possible and sharing our comments and concerns.

¶46 We were very honored to have your own vice president, Tory Trotta, attend our meeting last month in Edinburgh. She told me how much she enjoyed the event. Our meeting next year will be taking place in Harrogate, which is a gentle northern spa town. Our theme will be "Gatekeepers, Gateways, Gatecrashers." (Laughter.) I'm not quite sure who the gatecrashers are referring to. It certainly won't be any of you, who we very much hope to see there. Thank you. (Applause.)

¶47 **President Johnston:** Thank you. Vanessa O'Meara, National President of the Australian Law Librarians Group.

¶48 **Ms. Vanessa O'Meara** (Law Courts Library, Sydney, Australia): Hello, everybody. I'd like to join my colleagues in saying how delighted I am to be here in Boston. It's actually my second visit. I came eighteen years ago. It's changed a great deal.

¶49 One of the things that is so nice about law librarians is what great travelers they are. I've never been to an AALL meeting before. This is my first. And, like Victoria, I have found it a little overwhelming. Our association has about eight hundred members, and our conferences typically have about three hundred people attending. I've never seen a conference of this size, although somebody told me that the American Library Association annual conference has 20,000. I can't imagine that.

¶50 However, the most delightful thing when I arrived was to meet a number of people that I've met before. And your current president, Janis, is among them. I first met Janis last year at the BIALL conference in Cardiff. And I was delighted

to welcome her to Sydney earlier this year to the Joint Study Institute, which is a study opportunity organized by the four law library associations, Canadian, American, British, and Australian. In Sydney we had the fourth of those institutes, which was judged to be such a success that it's going to start again, I think in Oxford, England, in 2006. There are quite a few people from America who were in Sydney. Everybody has been so welcoming when I've met them, it's been a lovely experience to feel as if I'm almost at home.

¶51 I've got an invitation, too, although Canberra is a long way. Canberra is our national capital. It's about a two- to three-hour drive from Sydney. From the 29th of September to the 1st of October this year, we will be conducting our 2004 Symposium, called "Capitalising on the Law" because it is being held in our national capital. So if anybody is interested in coming to Canberra, please do come and find me. I'd be delighted to tell you about it. A number of other Australians are here at the meeting, including Joanna Longley who's from Canberra and is a member of the organizing committee. I'm sure she'd be thrilled to tell you about the Symposium.

¶52 I'll just finish by saying that I'm thrilled to be a law librarian who works in a common law country because it gives me the opportunity to meet, sometimes virtually by e-mail, colleagues from around the world. Whenever we need anything sent from America or from England, the time difference is in our favor. It's fourteen hours ahead in Sydney. So when you're asleep, we're awake. Sometime we send e-mails and faxes frantically to libraries on this side of the world, and we're always thrilled when colleagues respond and send us material the next day.

¶53 Thank you again for the opportunity of attending your meeting and particularly to Janis for being so welcoming. (Applause.)

## Resolutions

¶54 **President Johnston:** We have received one resolution. We will read this resolution now but hold discussion and consideration of it until the next session of the Business Meeting on Tuesday. The Chair calls on those presenting the resolution to read it now.

¶55 **Mr. Ron Wheeler** (University of New Mexico School of Law Library, Albuquerque, New Mexico): This resolution is being proposed by the Social Responsibilities Special Interest Section.

Whereas the American Association of Law Libraries does not discriminate on the basis of sexual orientation; and

Whereas the American Association of Law Libraries adopted, seventeen years ago, a membership resolution including sexual orientation in its non-discrimination policy; and

Whereas the American Association of Law Libraries has a Social Responsibilities Special Interest Section, which addresses issues of social change and social responsibility that are of concern to AALL members both personally and professionally, including equality and justice for lesbian, gay, bisexual and transgendered people; and

Whereas these goals continue to be achieved through Annual Meeting educational programs, publications, AALL professional activity, and social opportunities; and

Whereas other professional organizations such as the American Bar Association and the American Association of University Professors have enacted resolutions opposing a federal constitutional amendment defining marriage as only between a man and a woman; and

Whereas the U.S. Constitution has served historically to expand the scope of democratic liberty and increase the number of people entitled to claim that liberty; and

Whereas constitutional amendments at the federal and state level defining marriage as only between a man and a woman intentionally discriminate against lesbians and gay men by denying them access to the protections, benefits, and responsibilities extended automatically to married couples; and

Whereas a viable democracy does not depend on defining marriage solely as a heterosexual institution; and

Whereas the proposed constitutional amendments appeal to Americans' prejudices and fears rather than to their higher values of equality and justice;

Therefore be it resolved that the American Association of Law Libraries strongly opposes any proposed federal and state constitutional amendments defining marriage as only between a man and a woman.

¶56 **President Johnston:** This resolution will be discussed and considered tomorrow. If there are any amendments suggested for this resolution, they need to be submitted in triplicate to our Secretary, Catherine Lemann, in advance of tomorrow's meeting.

### **New Business, Announcements, and Recess**

¶57 Are there any items of new business? (No response.)

¶58 Receiving no request for new business, we will move to the next item on the agenda. Are there any announcements?

¶59 **Mr. Sam Trosow** (University of Western Ontario, London, Ontario, Canada): I'm speaking as the incoming chair of the Copyright Committee. I wanted everyone to know that we are doing a postcard drive at this conference, where we are asking all of you to come down to the copyright table in the activities section and send a short postcard to your representative in Congress with respect to H.R.107, which will extend fair use rights to the Digital Millennium Copyright Act, something that we've had a lot of problems with. We're just hoping we can collect as many postcards as possible. We have samples. So please come down and see us today or tomorrow. Thank you.

¶60 **President Johnston:** Hearing no further announcements, the Chair will now recess this General Business Meeting of the American Association of Law Libraries until 2:15 P.M., Tuesday, July 13, 2004.

[The General Business Meeting, session one, was recessed at 2:59 P.M.]

### **Tuesday Afternoon—Session Two July 13, 2004**

[The second session of the General Business Meeting of the American Association of Law Libraries was called to order at 2:15 P.M. at the Hynes Convention Center, Ballroom A, with Janis L. Johnston, President, presiding.]

### **Call to Order and Introductions**

¶61 **President Janis L. Johnston:** Good morning. The Chair is pleased to call to order the second session of the 2004 Business Meeting of the American Association of Law Libraries. The Chair notes that 108 members are present at this meeting. Our bylaw requirement of fifty members to constitute a quorum is met.

¶62 I would like to introduce those sitting at the head table. They are Parliamentarian Joan Horrigan, Vice President/President-Elect Victoria Trotta, Treasurer Anne Matthewman, Secretary Catherine Lemann, and Executive Director Susan Fox.

¶63 Copies of today's agenda are available on tables outside this meeting room. We adopted the agenda at the first session of the Business Meeting on Monday. Are there items that need to be added? (No response.)

¶64 If there is no objection, in the interest of managing today's agenda, the following rules of debate will be followed. No member may speak for more than three minutes. The Chair will limit discussions to no more than thirty minutes on any one agenda item. The Chair will announce when that time is completed. If members wish to extend the discussion beyond the allotted time, a motion to extend discussion must be passed by a two-thirds majority.

### **President's Certificates of Appreciation**

¶65 Each year the president has the opportunity to present a few special certificates of appreciation to people or entities who have contributed to the Association or to the profession in unusual and extraordinary ways.

¶66 I have the pleasure of presenting our first certificate of appreciation to Bob Riger. Bob, please come forward. The certificate reads: "Recognizes Robert E. Riger for leadership and commitment to the successful statewide efforts by the Florida State, Court and County Law Libraries, Inc., to restore a source of funding for Florida's county law libraries." Bob, congratulations. (Applause.)

¶67 The next presidential certificate of appreciation is awarded to Margaret Maes Axtmann. Margie, would you please come forward. The certificate reads: "Recognizes Margaret Maes Axtmann for her exemplary service to AALL and continuing dedication to law librarianship." Congratulations, Margie. (Applause.)

¶68 The next certificate is presented to Reginald R. Swanigan. It reads: "For his dedication and creativity in support of AALL's technological innovations." Reggie, congratulations. (Applause.) Reggie is the guy at AALL headquarters who comes in no matter what time of day, no matter what day of the week, to make sure that our technological problems get solved. Thank you, Reggie. (Applause.)

¶69 And, finally, I'm presenting a certificate of appreciation to United States Representative Rick Boucher. Representative Boucher could not be with us today, but the certificate reads: "For his championship of libraries and enduring commitment to protecting the fair use rights of all users of copyrighted material." I will

ask our Washington Affairs Representative, Bob Oakley, to deliver this plaque to Representative Boucher with our thanks. (Applause.)

### Report of the Treasurer

¶70 The Chair is pleased to report that the audit report prepared by the independent audit firm of Wolfe & Company, Chicago, Illinois, for the 2002–2003 fiscal year was reviewed with the Treasurer and the Executive Board’s Finance and Budget Committee at its February 2004 meeting and was approved by consent by the AALL Executive Board at its April 2004 meeting. The Chair now calls upon Treasurer Anne Matthewman to present her report.

¶71 **Ms. Anne C. Matthewman** (Metropolitan Toronto Lawyers Association, Toronto, Ontario): Good afternoon. Thank you for this opportunity to report to you as your treasurer.

¶72 A handout of my published report is available at the door. This was published in the May 2004 issue of *AALL Spectrum*, wherein I highlighted the financial results of the fiscal year which ended on September 30, 2003. As Janis has just mentioned, you will see that our financial statements and the integrity of our accounting system were verified by our audit firm, Wolfe & Company. I will not delve into details of the report any further. But if you have any specific questions, Steve Ligda, our director of finance and administration, or I will be glad to answer them.

¶73 The fiscal year that ended on September 30, 2003, was not a particularly good year, financially speaking, for many associations, including AALL. However, it was a marked improvement over the 2002 fiscal year and a hopeful harbinger of better times ahead. Indeed, we are seeing the light at the end of the tunnel, and I am very pleased to be vacating this office with that strong light in view.

¶74 A year ago in Seattle, I reported to you that the Orlando Annual Meeting attendance was almost four hundred registrants below our anticipated budget; that four of our five planned workshops were cancelled due to lack of attendance; that our general fund was reporting a deficit of \$380,000; and that our current reserve fund, our rainy-day fund, had only \$320,000 in it to cover this unprecedented loss. If that wasn’t bad enough, I reported that our portfolio of invested funds had also declined in value along with the broad financial market. But I also noted that your Association was well prepared to absorb the poor financial performance of that past year and look forward to better times ahead.

¶75 Well, I’m pleased to report to you that 2003 was much improved in terms of our financial fortune, and that to date 2004 appears even more so. Schedule B of my published report for 2003 lists an excess of revenues over expenses for all our funds of \$182,000. Contrast that with the deficit of \$382,000 from the 2002 fiscal year, and you will see a turnaround of almost \$565,000. (Applause.)

¶76 Good news, indeed. To be sure, almost \$370,000 of that amount was from the gain in the market value of our portfolio and not in hard cash dollars—but

that's okay—or in returns from our programs and publications. However, AALL's program efforts also improved their performance. Chief among our programming efforts, of course, was the Annual Meeting. The Seattle meeting, while attracting slightly less than our budgeted level of attendance, did report 413 more registrants than attended the Orlando meeting. This increase helped to generate over \$135,000 more in revenues while at the same time we were able to effectively control expenses and actually cut spending on the meeting by almost \$80,000.

¶77 In addition, the initial installment of the dues increase generated more than \$40,000 of new dues revenues with no significant decline in membership counts. And that is wonderful news. The second and third installments of the dues revenues will further increase our cash flow and go a long way in addressing our increasing financial strain.

¶78 Our 2003 performance for the general fund on Schedule 3 shows that we were able to generate a modest surplus of just over \$37,000. This wasn't as good as we had hoped for, and it still left our current reserve—our rainy-day fund—with a deficit of just over \$30,000. However, we are moving in the right direction.

¶79 In an effort to eliminate the deficit in the current reserve fund, I announced to you last year that the Executive Board had approved the transfer of one-half of the dues increase to build up the fund until such time as the balance met our risk analysis amount sufficient to cover unexpected future losses similar to those that we had in 2002. Prior to this meeting, our projection, subject, of course, to several “ifs,” was that our current reserve fund would be back on the road to recovery and have a balance of \$160,000 at the end of the current year. However, at last week's Board meeting, we were able to approve some transfers that will further increase that balance. And barring any unforeseen negative happenings, we should be back to the same 2002 reserve balances at the end of our 2005 fiscal year. I can't tell you how happy I am to say that to you today.

¶80 Of course, it must not go unnoticed amid this improving financial picture that many members, special interest sections, chapters, and vendors stepped up to the challenge of matching the West Group's contribution to the George Straight Minority Scholarship Endowment. You have heard the report of the balance now endowed in George's memory. Your response to that challenge is proof of our commitment to inspire and support the education of future law librarians from diverse and various cultures.

¶81 I would at this time also like to acknowledge and thank the many firms and exhibitors who have supported the Association with their contributions and gifts in kind. A number of events here in Boston have the direct and continuing support of our friends in the legal information community. And for that we are most appreciative. (Applause.)

¶82 I would also like to recognize and thank the members and staff who serve on the Finance and Budget Committee and the Executive Board. It has been a painful and difficult task at times to wrestle with the budget and to make decisions reallocating scarce dollars between competing priorities. I can assure you that they

take their responsibilities of maintaining the financial integrity of the Association very seriously and that we have spent many hours studying different financial scenarios and seeking solutions for the rebuilding of our current reserve.

¶83 As I leave my position as treasurer of AALL after three years, I can reflect on a number of varied and dynamic situations that might have dealt a severe blow to the fiscal integrity of other professional associations. Thankfully, you, the members, represented by your Board, supported our financial and strategic plans to guarantee that AALL would be able to withstand the financial rigors of these recent years and to emerge all the stronger for the experience.

¶84 I am most assured that I am leaving the responsibilities of AALL's treasurer in capable hands with my successor, Joyce Janto. I am confident that you will support her efforts as superbly as you did mine.

¶85 Nobody deserves more thanks than Steve Ligda, AALL's director of finance and administration, who prepared reports, provided sound financial advice, sometimes played the devil's advocate, and who has been the right-hand man of the Finance and Budget Committee over the past three years. Thank you, Steve. (Applause.)

¶86 Finally, I would like to thank you, the members, for your support of the Association and your attendance at this meeting. You have demonstrated your commitment to AALL and to the value and recognition it brings to your profession and to society.

¶87 If there are any questions, I would be glad to take them at this time. (No response.) Thank you. (Applause.)

¶88 **President Johnston:** Anne, thank you for that very positive report.

### **Report of the Executive Director**

¶89 The Chair is pleased to introduce Executive Director Susan Fox.

¶90 **Ms. Susan E. Fox** (Executive Director, American Association of Law Libraries, Chicago, Illinois): It's a real pleasure to stand before you today and deliver my second executive director's report. What makes it especially pleasurable is the fact that, in contrast to the last one, this year we've had a very good year. We are in much better shape financially. We have a great team at headquarters—arguably the best in AALL's history. And, most importantly, with Janis Johnston and Tory Trotta, we have had some of the best leadership I have encountered in my entire career of association management. (Applause.)

¶91 For 2003–2004, the stars aligned. We are strong. We are focused. And we are positioned to bring our collective vision to bear in order to make this great association one that continues to serve our highest ideals. It is fortuitous that we will begin the next programmatic year focused on our strategic plan.

¶92 The accomplishments of this year, which I will enumerate in a moment, led me to think a great deal about two themes: transformational leadership and the Association as conversation. I think one is very much the product of the other.

Much of what I do as the executive director is to have conversations—with the staff, with the Board, with you—and to listen. I always try to ask a few key questions: What is your dream? What is the highest goal we can reach? Put resources aside for a second and think about what we can accomplish together to move this Association toward its fully realized potential. In short, what does AALL's "shining city on a hill" look like?

¶93 Of one thing we are certain. And that is our goal to continue to build on AALL's past successes and to build new capacities so that when a law librarian thinks about the future of this profession, she will think first of the American Association of Law Libraries and her singular role and the singular role her association plays in providing her with new skills, new ideas, and new avenues of influence within her organization and among her colleagues. I see a law librarian who supports AALL not just because of what AALL provides for her, but also because of the kind of unity and inspiration that AALL provides to law librarians everywhere from Boston to Mumbai.

¶94 This kind of vision and success evolves from two key qualities: trust and partnership. It is up to you to dream the dreams, to chart the course. It is up to the marvelous team at headquarters and me to work hand in hand with you to help clear the path for you and help bring those dreams to fruition. You're a marvelously inspiring and demanding group, and we are fully up to the challenge.

¶95 This year we turned over nearly a third of the staff and created an all-star team. We had a very strong team to begin with, and we have an even stronger one today. We have a new director of publications, Julia O'Donnell. We have a new membership coordinator, Steven Oberhoffer, who was rapidly promoted from membership services assistant, a position now held by Gina Bordelon. And beginning just days ago, we have a new Web developer, Chris Siwa. He began on July 8, as we were all gathered here in Boston.

¶96 Each one of these new staff members embodies traits we admire, cultivate, and grow; namely, a stellar attitude to accompany solid skills. To a person, Julia, Steven, and Chris are excited about their work with AALL and especially with what they can do to help us serve you to the very best of their abilities. We are so fortunate to have them working with us and for us.

¶97 At the same time we have the benefit of great depth and continuity in the service of Steve Ligda, director of finance and administration, who recently completed ten years of service to AALL. (Applause.) He heads up the staff of similar longevity with Ivonne Torres and Chris Orange, who are currently keeping the fires burning back at 53 West Jackson Boulevard.

¶98 Reggie Swanigan, our director of information technology, is always thinking, always striving to make your lives and ours easier. He is visionary, creative, ambitious, and smart. In short, he's a role model for the rest of us. I thank you, Reggie, for everything that you've done this year. (Applause.)

¶99 We owe Kim Rundle, my assistant, our gratitude and admiration for her astonishing eye for detail and for the way she nurtures all of us at headquarters.

She's the "go to" gal at the office for matters great and small. And she tackles all of them with astonishing ease.

¶100 Pam Reisinger and her teammates Heidi Letzmann—who always celebrates her birthday at the Annual Meeting—and Gina Bordelon singlehandedly run the details of this enormously complicated Annual Meeting. Think about it. (Applause.) These are three people tracking how many million data points with such equanimity and always with a smile. They embody grace under pressure. Heidi deserves special praise for the monumental work she and Reggie put into conceiving and creating the online program submission process, new this year. (Applause.)

¶101 In Washington, D.C., we have the tireless and utterly selfless efforts of Bob Oakley and Mary Alice Baish. (Applause.) I keep telling Mary Alice to slow down, but her commitment is so strong, she can't go at any other speed than full out. Bob's stature throughout the world puts AALL on the map in a way that could not be accomplished without him.

¶102 So here is a sixty-second roundup of highlights from 2003–2004.

¶103 Just weeks ago, Julia O'Donnell negotiated a contract with a new printing house that will save AALL \$60,000 a year. And she did that with a printing house that delivers a far higher quality product than what we have had before. This accomplishment is merely a capstone to the dozens that she's accrued in the less than a year that she's held tenure with AALL. Another of her key accomplishments is the new online 2002–2003 annual report. If you haven't seen it, I encourage you to take a spin onto AALLNET and have a look. It's a winner. And there will be a 2003–2004 edition forthcoming.

¶104 Steven Oberhoffer worked hard with Reggie Swanigan to allow members to view their membership directory listing online before it's printed. As mentioned earlier, Heidi Letzmann likewise worked in partnership with Reggie to allow for flexible online submission of program proposals. And Reggie is the mastermind behind our electronic balloting system to be unveiled this fall.

¶105 This year we also completed our professional development needs assessment. The inimitable Career Development Task Force, under the able chairmanship of Phyllis Marion, cogently analyzed more than seven hundred pages of data for the Executive Board. We envision holding a summit among chapters, SISs, Board members, and others to discuss how to proceed. And we will be developing a new strategy to move us forward in partnership and in conversation with these entities and others. You will hear more about how this critical conversation will take place in the months to come.

¶106 Finally, to bring us back around to where I began in this report, we spent a good part of the year focused on what your next strategic direction will look like. We know that the times have changed, so much so that the old strategic planning format would no longer work. We know that in order to remain relevant to the generations coming up behind us—more rapidly than I think we truly realize or want to realize—we all must engage in transformative leadership.

¶107 Transformative leadership does not look at how we have always done things. Transformative leadership encourages new thinking for new times. It lends the courage to test new ideas and accept that not all will succeed the first time out, but that some will—and those that do will be very exciting.

¶108 I thank you for the honor of working with you as your executive director. I'm excited about the conversations we'll have in the coming year. And I very much appreciate the great work of the great people who make up this great Association. (Applause.)

¶109 **President Johnston:** Susan, thank you for your report.

### Report of the Washington Affairs Representative

¶110 The Chair is pleased to introduce Robert Oakley, Washington Affairs Representative. (Applause.)

¶111 **Mr. Robert L. Oakley** (Georgetown University Law Center, Edward Bennett Williams Library, Washington, D.C.): Thank you, Janis. Good afternoon. I am pleased to report today on the work of the Washington office over the past year. Given the time limitations of the Business Meeting, I cannot do much more than review a few highlights. If you are interested in hearing more about some of these issues, I do hope that you will plan on attending the legislative update session tomorrow morning at 9:00 A.M.

¶112 This past year has been exceptionally busy. Sometimes it seems as though new issues are added every year while none of the old ones ever drop off. This year was no different.

¶113 Very early in the year, for example, a crisis emerged in the funding for Florida's county law libraries. Mary Alice Baish of the Washington office worked tirelessly with Bob Riger and a number of other members in Florida to increase public awareness of the issue and to find a solution. When all was said and done, a potential solution was enacted, though it is clear that continued work will be needed to make sure that they, in fact, really have the funding needed to keep those libraries operating. In recent years, we have seen similar issues arise in other states like California and Virginia. This is clearly an issue that we will have to continue to work on with the members who live and work in those jurisdictions.

¶114 At the federal level, after consultation with the president of the Association, we made a decision to join in a brief in the *Cheney* case. The brief argued strongly on behalf of both open government and open access to government information. As you know, in that case the vice president is attempting to keep secret both the records of the energy task force and even the list of participants in the meeting. In its decision, the Supreme Court did not address the request for secrecy head-on. Instead, it said that the lower court was wrong to summarily dismiss an effort by the administration to avoid revealing any information about the task force. It sent the case back to the lower court, where it will obviously be tied up for a while but where the papers might eventually be released.

¶115 Along similar lines concerning open access to government information, we have been working with the Government Printing Office as its leaders think through the future of federal government publishing and federal depository library programs in the digital age. Many of you may have heard the public printer speak yesterday morning about some of the ideas on which GPO is working. Some of those ideas include a potential initiative to undertake to digitize the entire corpus of federal government documents with backup hard copy in both dark and light archives. They also include attention to both long-term preservation of the digital record and authentication of individual digital documents as official. These are things the Association has been concerned about for a long time. Already GPO Access has nearly 100,000 titles available and points to another 160,000. Mr. James said he is committed to making sure that all this information remains free to federal depository libraries. Of course, we don't yet know whether or how all this will happen. But it is clear that GPO has been listening to the concerns of librarians.

¶116 Legislatively, we have been pushing H.R. 107, a bill introduced by Representative Rick Boucher, who received a presidential certificate here today. This bill would moderate the worst aspects of the Digital Millennium Copyright Act by reinstating fair use in the electronic environment. Under the current law, it's a violation to circumvent a technological protection measure, even if it's for a lawful purpose. H.R. 107 would amend the law to say that it's only a violation to do that if it's for an unlawful purpose. Of course, the motion picture industry and the recording industry hate this proposal. And the Judiciary Committee has opposed it in the strongest terms. Nonetheless, thanks to the library community and the various coalitions of which we are a part, H.R. 107 has some momentum. We expect and hope that it will be on the floor of the House this summer. As part of that momentum, we are running a postcard campaign here at this Annual Meeting. We hope that you will obtain a postcard from the Copyright Committee or at the legislative update session tomorrow morning and write your congresspersons urging them to cosponsor the bill.

¶117 Finally, we recently filed a brief in a lawsuit against the National Geographic. In this case, the National Geographic put out a CD-ROM, much the way it might have issued a microform set in the past. It was sued for infringement by the photographers, demanding additional compensation. This case is quite different from the *Tasini* case a few years ago in that the resulting work this time is just like the original. You see the work in its original context. You see everything including the ads and page numbers. And you can flip from one page to the next. Because it is image-based and because it is so similar to microform, this case has significant implications for the library community. If National Geographic loses this case, it will call into question such products as JSTOR and HeinOnline. Fortunately, National Geographic won the case at the lower level, and we are currently asking the Second Circuit now to affirm that decision. If it does so, there will be a split in the circuit, and the table may be set for further appeal to the Supreme Court.

¶118 I cannot conclude without acknowledging the work of a few people. Elizabeth LeDoux was an excellent and hardworking chair of the Government Relations Committee this past year. (Applause.) Sally Wiant, one of the Association's copyright experts, again chaired that committee very ably this year. (Applause.) As you have heard, Bob Riger did an unbelievable job on behalf of the Florida county law libraries and received an award here today. (Applause.) There are also a growing number of chapters and chapter leaders who are monitoring the issues in their region. Finally, of course, Mary Alice Baish is your AALL staff member in Washington. You really have no idea how hard and how tirelessly she works on your behalf. There's no doubt in my mind that she does the work of three people, and we are fortunate to have her. Please join me in thanking her. (Applause.)

¶119 It's been a pleasure working on these and other issues this year. I really appreciate the opportunity you have given me to serve the Association in this way. Thank you. (Applause.)

¶120 **President Johnston:** Thank you, Bob.

### **Remarks of the Vice President/President-Elect**

¶121 The Chair is pleased to introduce Vice President/President-Elect Victoria Trotta. (Applause.)

¶122 **Ms. Victoria K. Trotta** (Arizona State University, Ross-Blakley Law Library, Tempe, Arizona): Thank you, Madam President. First, I want to thank the Association for entrusting me with the great responsibility of serving as your president. I have been working hard this year to prepare myself for the year ahead. My vice-presidential year has been a wonderful experience, one of learning, preparation, and accumulation of frequent flier miles. (Laughter.)

¶123 I am grateful for the leadership and mentoring of President Janis Johnston, Past President Carol Avery Nicholson, Executive Director Susan Fox, and my fellow Executive Board colleagues, past and present, for their thoughtful and collegial contributions that have led me to this moment. No matter how much one thinks one knows, it is always interesting to find out how much there is still to know. It was a busy year for me just reacquainting myself with the intricacies of board governance and board finances.

¶124 One of the most enjoyable categories of duties the vice president fulfills during the course of her term is representing the Association at chapter meetings and even at international conferences. This year I was the guest of three chapters, Upstate New York, New Orleans, and Puget Sound, and I had many wonderful and interesting discussions about professional issues of mutual interest. In June, I represented AALL at the British and Irish Association of Law Librarians conference held in Edinburgh, Scotland. In addition to attending a multitude of stimulating and provocative programs, I was privileged to contribute to a panel discussion on publisher and law library relations. My presentation focused on the development

and implementation of the AALL Guide to Fair Business Practices for Legal Publishers. I believe it was well received.

¶125 A major vice-presidential duty and privilege is to appoint members to our standing and advisory committees and to designate representatives to related organizations. It might interest you to know that 175 members volunteered for committee service. And it might further interest you to know that more than 75 of them were interested in the cluster of committees that have to do with recruitment, mentoring, education, and retention of members. I can't help but think that this will be a major area of our investigation as we look forward to our strategic plan. I was able to place every private law librarian who asked for appointment and nearly all state, court, and county law librarians as well. The names and contact information of those librarians who were not appointed were sent to the three type of library SISs for their review.

¶126 Looking forward, 2004–05 promises to be yet another exciting year for AALL. As most of you know, we have come to the end of our current strategic planning cycle. As Susan and Janis have already mentioned, we are studying trends in the strategic planning process. We know that it's changed a lot, and we were wondering what the best way of going forward would be to serve the interests of our members. We have come to understand that the changing environment in which we find ourselves requires that the plan we create be different from previous plans. We have had, of course, a number of very successful strategic plans which have moved the Association forward in very important and substantive ways. But from our study we know that our strategic planning cycle, for example, needs to be of shorter duration and that the Executive Board needs to be at the forefront of constant review and revision of the plan as emerging circumstances require. There also needs to be less reliance on involved implementation plans following the creation of the plan. Our new plan will incorporate all of these changes. We believe that this kind of plan will allow AALL to allocate resources in ways that will assist our members meet the challenges that they face in a timely manner.

¶127 The theme that has been selected for the 2005 Annual Meeting is "Strategize! Values, Visions, and Business." I've been told that "strategize" is not a word, but I still think it's a rather good concept for what we're trying to do this next year. It's meant not only to serve as a unifying theme for our educational programs for San Antonio but to fix in all of our members' minds the important function that strategic thinking plays and to encourage all of us to think about it, especially this year as we plan for ourselves, our institutions, and AALL.

¶128 Plans are well underway for the San Antonio meeting, guided by an already inspired and energetic Annual Meeting Program Committee. I am confident that we will have an educational program of the highest quality. Under the enthusiastic labors of the Annual Meeting Local Advisory Committee, I think we can all look forward to a meeting in San Antonio full of relaxed collegiality and fun.

¶129 I again want to thank the Association for this opportunity to serve you. I am full of enthusiasm and plans for the year ahead. But I am well aware that the

greatest contributions will come from all of the inspired members who give so much so willingly and so well to our Association. It is truly a team effort, and I look forward to serving as coach during the year ahead. Thank you. (Applause.)

¶130 **President Johnston:** Thank you, Tory. I think “strategize” is a very good word.

¶131 **Ms. V. Trotta:** It’s on board. It’s happening.

### **Unfinished Business**

¶132 **President Johnston:** We have one item of unfinished business. It is the resolution introduced yesterday by the Social Responsibilities SIS. That resolution reads: “Be it resolved that the American Association of Law Libraries strongly opposes any proposed federal and state constitutional amendment defining marriage as only between a man and a woman.”

¶133 We will have discussion of this resolution in a moment. But I would first like to direct those who wish to speak on behalf of the resolution to use the microphone on the right aisle over here. If you wish to speak in opposition to the resolution, we ask that you come to the microphone on the left. Please state your name and institution clearly. Each speaker will have three minutes. The time for discussion of the resolution is limited to thirty minutes.

¶134 The Chair now calls upon Ron Wheeler to begin the discussion.

¶135 **Mr. R. Wheeler:** Good afternoon. We all know that the American Association of Law Libraries does not discriminate based on sexual orientation. In fact, for seventeen years the American Association of Law Libraries has included sexual orientation in its nondiscrimination policy. The Social Responsibilities Special Interest Section has been addressing issues of social change and social responsibility for years, including equality and justice for lesbians, gay men, bisexuals, and transgender people.

¶136 Other significant organizations, such as the American Bar Association, which we serve, have enacted resolutions opposing a federal constitutional amendment defining marriage as only between a man and a woman. The purpose of these kinds of constitutional amendments is to intentionally discriminate against lesbians and gay men by denying them access to the protections, benefits, and responsibilities extended automatically to married couples under civil marriage law.

¶137 I therefore urge the membership of the American Association of Law Libraries to oppose discrimination and to adopt this resolution opposing constitutional amendments defining marriage as only between a man and a woman.

¶138 **President Johnston:** Thank you. Does anyone wish to speak in opposition to the resolution? (No response.)

¶139 The Chair now calls for a vote. All those in favor of the adoption of the resolution please stand. (Members stand.) Thank you.

¶140 Those opposed, please stand. (Members stand.)

¶141 The resolution is adopted. Thank you. (Applause.)

### Resolution of Appreciation

¶142 Under the category of new business, we have received one new resolution. We will read this resolution of thanks and then hold a discussion of it, should there be some. The Chair calls upon Camille Broussard and Suzanne Thorpe to read the resolution.

¶143 **Ms. Camille Broussard** (New York Law School Library, New York, New York): We are indeed honored and pleased to move the following resolution of appreciation.

#### Resolution of Appreciation

Whereas the 97th Annual Meeting and Conference of the American Association of Law Libraries held in Boston, Massachusetts, on July 10–14, 2004, was a strong educational and social success; and

Whereas the success of AALL's 97th Annual Meeting and Conference can be attributed, in large part, to the contributions of many individuals and entities that gave willingly of their time, energy, resources, and support;

Therefore, be it resolved that on behalf of AALL and its members, thanks be given to the following who worked throughout the year on Annual Meeting arrangements:

¶144 **Ms. Suzanne Thorpe** (University of Minnesota Law Library, Minneapolis, Minnesota):

President Janis Johnston; Catherine Breen and Darcy Kirk, cochairs, and the Local Advisory Committee; Gail Warren, chair, and the Annual Meeting Program Committee; AALL Headquarters staff; all the speakers, moderators, and program coordinators; all those who volunteered their assistance; and all of the members themselves, without whom the Annual Meeting would not have been a success.

And be it further resolved that, on behalf of AALL and its members, thanks be given to our Gold- and Silver-level sponsors, BNA, Inc., CCH, LexisNexis, and West, and all our other corporate contributors who have sponsored or cosponsored an event, service, or publication, or otherwise given their support to the Annual Meeting; and special thanks be given to LexisNexis for hosting the Opening Event. Thank you.

¶145 **President Johnston:** Thank you very much. Is there any discussion of the resolution? (No response.)

¶146 All those in favor please say aye. (Aye.) Any opposed? (No response.)

¶147 We should now give our local arrangements colleagues a very big hand. (Applause.)

### Announcements and Adjournment

¶148 Are there any announcements? (No response.)

¶149 If there are no objections, this Business Meeting of the American Association of Law Libraries is adjourned sine die. We're done. (Laughter and applause.)

[Whereupon the General Business Meeting was adjourned at 3:05 P.M.]