

# JURISDOCS

Fall 1996



ISSN 0162-3079



Volume 19, Issue 1

## Letter from the Chair

by W. David Gay

Young Law Library, Leflar Law Center  
University of Arkansas



Government Documents  
Special Interest Section

The summer flew by for yours truly once the annual conference ended. We re-carpeted 2 of the 3 main floors of our library—finally! Aren't low bidders wonderful! Our carpet person did not deliver when scheduled, so it was the day before the first-years showed before we finished—not a desirable state of affairs before the semester. Anyway, my schedule was blown for everything, not just SIS business. Anyway, thanks to Sharon Blackburn for taking over JURISDOCS and thanks to Emily Carr for all the work she did as editor as well as added appreciation for her efforts to create our own SIS Web Page: <http://mason.gmu.edu/~ecarr/gdsis/index.html> — check it out!

## What's Inside

From the Editor . . . . .	2
1996 Indianapolis	
GD/SIS Minutes . . . . .	3
Program Reports . . . . .	5
1997 Baltimore	
Programs . . . . .	6
AALL News . . . . .	7
D.C. Insider . . . . .	8
GD/SIS Personnel . . . . .	9
DLC Fall Meeting . . . . .	10
Bibliography . . . . .	12
State Government	
Bibliography Series . . . . .	16

Indianapolis was a great conference. Thanks to all of the individuals that submitted ideas for programs. A special thanks goes to coordinators for the programs that the SIS was involved with: Cheryl Nyberg, *The States as Laboratories: Experiments in Online Government Information* (thanks to Peggy Jarrett for stepping in and moderating this program when Cheryl had to cancel her trip); Anne Burnett, *Delivering the Message: Presenting a United Front for Access to Government Information—Leadership Perspectives*; and William Taylor, *Making the Most of Electronic Information*. Finally, Paul Arrigo, our Vice-Chair, deserves the award for substituting for the National Archives speaker who backed out at the last minute. Paul filled our SIS Wednesday afternoon time-slot with a discussion and invitation to participate in updating his survey of state electronic resources on the Internet. Elsewhere in this issue are reports on these programs.

Well, our Vice-Chair came through again and submitted some excellent program ideas for the SIS for next year in Baltimore. Elsewhere in this issue is a description of the program ideas submitted by Paul for next year. And, just before deadline for this issue, I received a message that 2 of our programs were accepted, the proposal on statistics and the proposal on locating government document titles on the Internet. Also, the AALL Education committee approved a program on the revision of Title 44 submitted jointly by our SIS, the Government Relations Committee, and the Washington Affairs Office. Thanks to Mary Alice Baish for putting that proposal together.

This year the SIS is reinstating the award of grants for documents librarians to attend depository council. We are in the enviable position of having the money

(cont p 2)

(Letter, cont from p 1)

to do so. Carol Moody will coordinate the effort to distribute 2 grants for attending the Spring Depository Council Meeting. More information and application forms will be in the next issue.

Finally, one of the reasons the SIS has the funds to support grants is the success of the State Bibliography Series. Marsha Baum has done a fantastic service to the SIS by coordinating this effort. We distributed 2 state bibliographies at the second business meeting in Indy: *Maryland* by William Taylor, and *North Carolina* by Mary Louise Corbett, Marguerite Most, and Thomas Steele. Those states that are in preparation or that individuals have offered to work on include: Hawaii, Iowa, Texas, Colorado, Washington, and Florida.

## From the Editor

**Sharon Blackburn**

Texas Tech University  
School of Law Library

JURISDOCS has a new facelift but, I hope, retains the SIS news and government documents information readers expect. In addition to the regular features, we've added a new column with a little lighter touch: **D.C. Insider** by Mary Alice Baish. I hope you enjoy the new look, and I appreciate any comments and suggestions to improve JURISDOCS.

Deadline for submissions for next issue: **January 24, 1997.**

I want to thank all of the contributors who put fingers to keyboard and shared their knowledge and experiences with us, and I want to encourage others to follow their example. I would particularly like to see a column on nifty government document Internet sites. Volunteer, anyone? Last, thanks to my Law Library colleague Janetta Paschal for helping me make it look right.

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Materials for publication may be submitted to the editor). The editor reserves the right to reject materials submitted for publication. The only exception to this rule is letters submitted for the "Letters to the Editor" column by current GD/SIS members. This exception provides members an open forum within which to express their opinions. All of the opinions expressed in JURISDOCS represent only those of the individual authors and do not represent those of the GD/SIS or AALL.

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# 1996 Indianapolis

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## GOVDOC/SIS Minutes

by Melanie K. Putnam

Secretary/Treasurer

Ohio State University College of Law Library

Minutes of the GOVDOC/SIS Annual Business Meeting at Indianapolis, Indiana, July 23, 1996:

### I. Minutes Approved

Kay Schlueter, Chair of the GOVDOC/SIS, began the business meeting at about 7:15 am. The minutes of the 1995 annual business meeting as published in the Summer-Fall 1995 issue of JURISDOCS were approved.

### II. Election Results

The election results for the 1996/1997 officers were announced by Kay Schlueter. Paul Arrigo has been elected as vice-chair/chair-elect. Those who were involved in putting together the slate of candidates were thanked.

### III. AALL Program Report

David Gay reported on the results of his work on the programs that were submitted for the Indianapolis meeting. All together there were twelve proposals. There were two guaranteed slots for programs that had to be submitted by August 1995. Accordingly, two programs were submitted, but the GOVDOC/SIS actually ended up sponsoring three programs. The programs were: "The States as Laboratories: Experiments in Online Government Information Services;" "Delivering the Message: Presenting a United Front for Access to Government Information—Leadership Perspectives;" and "Making the Most of Electronic Information."

August 9, 1996 is the next deadline for program submission for the 1997 AALL program in Baltimore. We are guaranteed one slot for a program this time. Paul Arrigo needs volunteers to coordinate programs rather than speakers. A three-page list of seven program ideas was handed out at this time.

Discussion about the AALL Education Committee program selection rules ensued. Questions asked and answers included: How are programs ranked? Answer: The chair of the GOVDOC/SIS ranks them; and What is

the AALL Education Committee process for selecting programs? Answer: The process is currently changing.

Right now a pre-conference proposal on Patent Searching is in the works.

Other announcements regarding government document related programs to be offered during the Indianapolis Conference were made. Notably, a meeting of the AALL Washington Affairs Liaisons was to be held on July 23rd, 1996. This meeting included panelists Mary Alice Baish, AALL Assistant Washington Affairs Representative; Dorothy Cordo, U.S. Court of Appeals for the Third Circuit Library; Judy Janes, Univ. of Calif. at Davis Law Library; and Donna Bausch, Norfolk Law Library. This gathering was to discuss how AALL Chapters have supported "legislative initiatives to increase funding for law libraries and to enhance public access to state government information."

### IV. Secretary/Treasurer's Report

Melanie Putnam reported that the GOVDOC/SIS Treasury is performing well, due mainly to the hard work of Marsha Baum's continued efforts to sell the state legal documents bibliographies. Marsha Baum reported, by proxy, that deposits for bibliographies in September 1995, October 1995, January 1996, and June 1996 totaled \$3222.00. This is the result of the direct sales of 207 bibliographies. Expenses for production of the bibliographies totaled \$1166.43. The GOVDOC/SIS Treasury experienced a net gain, for the 1995/96 FY, of \$2086.00.

It was mentioned that if the state bibliographies are presented via the Web, there will be a drop in income to the SIS with fewer purchases of the paper state bibliographies.

As of June 1996, the ending balance for our SIS was: \$8, 811.46.

(cont p 4)

(Minutes, cont from p 3)

## V. JURISDOCS Editor - Report

Emily Carr (George Mason University Law Library) announced her intention to retire as Editor of JURISDOCS. Sharon Blackburn (Texas Tech University School of Law Library) has agreed to become the new editor of JURISDOCS. She comes with a great deal of editing experience. Sharon's term as Editor will begin with the production of the next issue of JURISDOCS. Emily Carr will continue to contribute to the GOVDOC/SIS with her work on the creation of the GOVDOC/SIS Web Page. The address is <http://mason.gmu.edu/~ecarr/gdsis/>.

## VI. JURISDOCS Production Manager - Report

By proxy, Mon Yin Lung, Production Manager, reported that some cost saving measures have been implemented for the mailing of JURISDOCS. She has looked into setting up a bulk rate account for postage used for the mailing of JURISDOCS. The cost of postage has traditionally exceeded the cost of printing an issue of JURISDOCS. For example in February 1996, the cost for printing the Summer-Fall 1995 issue of JURISDOCS was \$287.55 while the cost for postage was \$356.43. Bulk mailing will save up to two-thirds in the cost of postage. In the 1995/1996 FY, 2 issues of JURISDOCS were produced. We look forward to seeing the trend in reduction to these costs thanks to her work.

## VII. Program: State Publication Lists

Priscilla McIntosh and Susan J. Hemp gave a short talk to the group gathered at the early GOVDOC/SIS business meeting. They presented the story of their efforts to create a Web Page where all state document checklists are linked together. This is an attempt to fill the gap left by the demise of the Monthly Checklist of State Publications. At this time, 20 states provide access to their checklists. A handout was provided at this meeting. The link to State Publication Lists is available through the University of Illinois at Urbana-Champaign at: <http://www.law.uicu.edu/library/check.htm>.

The next phase of this project is to take each of the state checklists and make them searchable. At this stage, only Florida and New Mexico have search engines. Funding is needed to go beyond this point.

## VIII. Other Business

Marsha Baum needs to assign a series page to the North Carolina bibliography. Copies of the North Carolina and

the Maryland state bibliographies were issued during this meeting.

David Gay discussed the possibility of the GOVDOC/SIS newsletter, JURISDOCS, going online. He would like to see it brought up electronically, but he would like to see the print copy continued. A member mentioned that they would like to be notified when JURISDOCS is mailed out, as her particular library receives an institutional subscription to it, and she does not know when to look for it.

Discussion regarding Depository Library Council was made by David Gay. He encouraged members of the SIS to attend. He reminded us that the SIS does provide grants to attend DLC. David Gay requested any member of the SIS to volunteer to review applications for that grant.

Laura Orr (Yale) announced that her report about why law libraries should maintain depository status is about to be published in Legal Reference Services Quarterly.

Kay Schlueter thanked all members of the SIS for giving her the opportunity to serve as Chair of the GOVDOC/SIS. She thanked Carol Moody, especially. David Gay and Paul Arrigo were also gratefully mentioned for their support. The position of Chair was then turned over to David Gay.

Submitted by Melanie Putnam, Ohio State University College of Law Library



# 1996 Indianapolis

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## Program Reports

### Delivering the Message—Presenting A United Front for Access to Government Information—Leadership Perspective

by Anne Burnett  
Program Coordinator  
University of Georgia Law Library

The American Association of Law Libraries is not alone in its efforts to make government documents more accessible. In Program C-4 during the Annual Meeting in Indianapolis, AALL member Susan Tulis, Documents Librarian at UVA Law Library, was joined by leaders



from other library organizations in providing different perspectives of the common goal to ensure access. Daniel P. O'Mahoney, Documents Librarian at Brown University Library, represented the Federal Depository Library Council, while Diane Garner, Head of Government Documents and Non-Book Formats at Harvard

University Library, represented the American Library Association's Government Documents Round Table.

The trio of speakers provided attendees with a chronology of the Federal Depository Library Program, an overview of the development of electronic access to government documents, and updates on recent events impacting the depository program. The program was well-received by attendees, who commented that the program provided them with a "clearer definition of issues involved" and a determination that librarians, including law librarians, must respond to challenges to the Federal Depository Library Program.

★ ★ ★

### The States as Laboratories: Experiments in Online Government Information Services

by Cheryl Rae Nyberg  
Program Coordinator  
Gallagher Law Library,  
University of Washington

The GD/SIS-sponsored program, "The States as Laboratories: Experiments in Online Government Information Services," was attended by approximately

125 people. Speakers Paul Arrigo (Washburn University School of Law Library), James Igoe (University of North Carolina at Asheville Library), and Terry Weech (University of Illinois Graduate School of Library and Information Science) described the current state of the states' public access Internet sites, the legislation that led to those sites, and the impact of electronic government information on educating future librarians. Peggy Roebuck Jarrett performed the moderator's duty in my absence (thanks, Peggy!).

The 56 evaluation forms that were returned included positive ratings for the program and the speakers. When asked what they learned during the program, respondents named specific Web sites for state information, an awareness of the policy issues, and directions in state policies. Many evaluators mentioned the great list of URLs.

★ ★ ★

### Building an Electronic State Clearinghouse by Paul A. Arrigo

Washburn University of Topeka  
School of Law Library

The program, "Building an Electronic State Clearinghouse" was an extension of an earlier talk on State Electronic Resources. A survey was conducted to provide annotated information of electronic resources in each state in the country. Included in this survey were the Internet locations for state rules and regulations, legislation and court opinions, state Internet phone directories, CD-ROM information, etc. This proved to be a very overwhelming task. The second program was held to recruit people from each state to help keep the annotations as current as possible. Twenty people signed up to assist in this project.

Currently The State Electronic Resources Home page is located at: <http://lawlib.wuacc.edu/state.survey/homepage.html>. This site will eventually be

(cont p 6)

# 1997 Baltimore

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## Program Proposals

by Paul Arrigo

GOVDOC SIS Vice-Chair  
Washburn University of Topeka  
School of Law Library

This year GD/ SIS submitted six program proposals and one workshop proposal for the 1997 AALL Annual Meeting in Baltimore. This looks to be a very exciting meeting since Baltimore is so close to Washington D.C. The number one guaranteed program this year was "Covering the Waterfront on Government Statistics." In former years the program was entitled "Lies, Damn Lies and Statistics." This program will explain how government statistics are generated, how to acquire them and how they are used in litigation. Those agencies that produce the most relevant statistics for litigation will also be identified. An analysis of the historical significance of government statistics will also be highlighted.

"Locating Government Document Titles on the Internet: Tracking the Migration from Traditional Paper to the New Electronic Format" was the second most popular program for this year. This program will highlight the efforts being made by several agencies to keep track of this increasing migration. The Government Information Locator System (GILS) and GPO's pathfinder site will be featured as well as the National Archives efforts to preserve this information. This program will be of key interest to government document librarians and catalogers. →



(Indianapolis Programs, cont. from p 5)

merged with StateLaw, another state resource homepage at Washburn University. StateLaw is located at: <http://lawlib.wuacc.edu/washlaw/uslaw/statelaw.html>. The merger will not take place however for at least three months, since the staffing at Washburn University has recently been depleted. A listserv (statelaw-l) was created to help stimulate additional information for updating this valuable resource. Currently twelve of the states have not been completed ☹

"Capitals on the Waterfront: Teaching Legal Research Using Federal and State Government Documents" was the third most popular program choice. Panelists will discuss their successful instructional techniques for teaching effective and efficient government research. The topics will include: what should be taught, what materials should be used, how government documents research is currently taught, and suggestions for improving current practices. It is intended for librarians in any type of setting who have teaching and/or government document responsibilities.

The fourth ranked program was "Locating Local Government Information: Past, Present and Future." Locating City/County information was difficult in the 1880s and until recently was still very difficult to find. The advent of the Internet has enabled cities and counties to make their minutes, agendas, city ordinances and county codes available to a global audience. Two Maryland city and county government officials will demonstrate their Internet sites, with a major gateway (Piper Resources, Inc.) to local government information.

The fifth ranked program was the "The Department of Justice: Painting with a Broad Brush." This program will highlight the Uniform Crime Reports, how they are gathered and distributed. A closer look will also be made of the Department of Justice's WWW home page. This site is a treasure house of information. A librarian will also describe some of the other valuable resources that emanate from the Department of Justice.

GD/SIS also co-sponsored a program on title 44. This one was proposed by the Government Relations Committee, Mary Alice Baish and Bob Oakley. The description of this program follows:

The GPO was established in 1860 within the Executive Branch to centralize the printing needs of Congress and the Executive and Judicial branches. 35 years later GPO was moved into the Legislative branch where it remains today, along with the Federal Depository Library Program. Congress and the Executive branch are now questioning the need for this centralized

(cont p. 7)

(Baltimore Programs, cont from p. 6)

model and a significant revision to Title 44 is likely. All law librarians concerned about access and preservation of government information must be knowledgeable and aware of the effects of these changes.

“Locating Patent Information: From Thomas Jefferson to Bill Gates” is the title of the proposed workshop co-sponsored with the Private Law Libraries SIS. This workshop, while including a brief history of patents and patent searching from Jefferson's day to the present (Internet), will be primarily a “hands on” learning experience. Librarians will be trained to recognize the research tools, government and commercial, used to perform effective patent research. Training sessions with online, CD-ROM and Internet resources will be conducted. Two tracks, one for beginners in a law school setting, and one for advanced searching in IP law firms, will appeal to a cross section of AALL members.

Finally Bernan sent in a program proposal entitled “Bridging the Information Gap.” This program compares legal resources available on the Internet with those on LEXIS/NEXIS and WESTLAW. The program will explain the various services and describe how best to use searcher's online time. These sources include: Executive Orders, tax forms, congressional reports, the U.S. Government Manual and the Congressional Directory.

Overall I think we have a good variety of program proposals. I hope we get as many of them accepted as possible. Many thanks go out to those individuals who volunteered to be coordinators for these programs☺

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Just a reminder for Federal Depository Libraries, if your library has not yet signed up for the one free STAT-USA subscription, you must register for this service. The registration form is found in the Jan. 15, 1995 issue of the Administrative Notes at page 9. Fax the form to the Depository Administration Branch, which is the number on the registration form. I will contact you with your library's password shortly after it is faxed. If you have sent in a form, but are still awaiting notification of your password, please let me know.

Thanks,

Robin Haun-Mohamed  
email: chiefdab@access.digex.net

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## AALL News

### AALL Nominations for 1997 Elections

Rita Dermody, Chair of the 1996 Nominations Committee, announces the slate of candidates for the 1997 American Association of Law Libraries elections:

For the office of Vice-President/President-Elect:

J. Wesley Cochran  
xpjwc@ttacs.ttu.edu  
Texas Tech University

James S. Heller  
jshell@facstaff.wm.edu  
College of William and Mary

For the office of member of the Executive Board:

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dbausch@leo.vsla.edu  
Norfolk Law Library

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zzfolm@acc.wuacc.edu  
Washburn University

Heather J.E. Simmons  
lnusgmb.qz31dc@gmeds.com  
General Motors Corporation

Kathleen Vanden Heuvel  
kvandenh@library.berkeley.edu  
University of California, Berkeley☺

# D.C. Insider

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by **Mary Alice Baish**

AALL's Assistant Washington Affairs  
Representative

## Washington Headlines

### Senate Rules & Title 44:

Senate Rules Committee holds summer hearings to lay groundwork for Title 44 revisions next year. Witnesses praise FDLP but note obstacles in moving too quickly to a cybergovernment.

### GPO Affirms Key Principles:

GPO's final report to Congress, *Study to Identify Measures Necessary for a Successful Transition to a More Electronic Federal Depository Library Program*, contains five "Principles for Federal Government Information" that serve as the foundation for federal government information policy and the EFDLP.

### FDLP Transition:

GPO's final report to Congress issued in June proposes that 50% of depository materials will be electronic by the end of FY 1998, a more realistic goal than the 90% envisioned in the December transition plan.

### Dateline 1997:

GPO publishes the Serial Set and bound *Congressional Record* on CD ROM and distributes print volumens only to one library per state, generally the regional depository.

Congress funds GPO ACCESS and agrees to 5-7 years transition time for an electronic FDLP.

### Flying with NTIS:

Don Johnson (no, not that one), the Director of NTIS, hopes the pilot program that will allow depository libraries to access NTIS electronic materials proves successful. Libraries will be restricted from making NTIS electronic materials available outside the library, however.

### DOJ Opines GPO Violates Separation of Powers Doctrine

A May 31, 1996, Dept. of Justice memo finds that the GPO and JCP maintain "extensive control over executive branch printing that is unconstitutional . . ." This opinion endangers the centralized procurement and distribution activities of GPO for executive branch agencies. Congress disputes the memo.

### Washington Affairs on the Web:

Learn more about the activities of the Washington Affairs Office by visiting our new homepage at:

<http://www.ll.georgetown.edu/aallwash>

## Late-Breaking News

### Update on DOJ Memo:

OMB acting director Jacob Lew issued a memo on September 12th encouraging agency use of GPO. While the Dellinger opinion states that Congress can not "require" agencies to use GPO, Lewis advises that it does not "prevent" them from doing so. Until there is a full revision of Title 44 next year, agencies are to continue to use the capabilities and expertise of the GPO.

### Personnel Changes at GPO:

Judy Russell has left her position as Director of GPO's Electronic Information Dissemination Service (EIDS) to return to the private sector. Judy was the key force behind last year's GPO Study and the development of GPO ACCESS. Her departure is a real loss.

Responding to record 1996 revenue losses in the Sales Program (due in no small measure, we suspect, to the governmentwide move to electronic publishing), LPS director Jay Young is now devoting his full-time efforts to the sales division.

### JCP's Draft Revisions to Title 44:

Staff Director Linda Kemp has drafted legislation revising Title 44 which awaits Chairman Bill Thomas' signature. According to Ms. Kemp, though not a perfect bill, it will be released shortly for comments. The draft contains some small changes to Chapter 19 rather than the comprehensive ones suggested by GPO that Ms. Kemp had never seen (see Aug. 30, 1996 *Admin. Notes*).

### Other News From the Hill:

House Resolution 478, introduced by Rep. Rick White in July, would make committee materials

(cont p. 9)



(D C Insider, cont from p 8)

available on the Internet. No action is expected this year but the hope is to include its provisions in rule changes when the 105th Congress convenes in January. As might be expected, these proposals do not take into account long-term access and preservation, issues on which we are working to educate White's staff.

Senate Judiciary recently held a hearing on S. 1961, a bill that would merge the PTO and the Copyright Office into a new "U.S. Intellectual Property Organization" as a wholly-owned government corporation. We oppose this change that would adversely affect LC's acquisitions, and perhaps raise registration fees from \$20 to \$100. With strong urging from Register of Copyright Marybeth Peters, as well as Senators Thompson and Simpson, Chairman Hatch agreed to take the Copyright Office provisions out of the bill at mark-up.

Both House and Senate have passed the Electronic Freedom of Information Act that extends FOIA to electronic records, a measure that Sen. Leahy has tried to get enacted since 1991. It requires agencies to respond to EFOIA

requests in a timely fashion and keep an index of requests so that lengthy delays may be avoided. Clinton is expected to sign it.

#### State News:

California SB 1507, a bill drafted by energetic NOCALL and SCALL members to provide public access and to preserve state legislative records and agency rulemaking files, awaits Governor Pete Wilson's signature. If enacted, cries of joy will be heard around AALL-land! Seriously, this legislation should be used a model for other chapters to improve public access to state records. Contact NOCALL members Cathy Hardy or Judy Janes to learn more about their secrets (fingers crossed here) to success. Well done!

#### Even Later-Breaking News

#### California Public Access Bill Signed:

SB 1507 was signed by Governor Wilson on September 26, 1996. It is chaptered at California Statutes 923. BRAVO!

Sources for Headlines: M A. Baish's columns in 24:3 *DTPP* (Sept 1996) and 1:1 *AALL Spectrum* (Sept 1996)★

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# Federal Depository Library Council Fall Meeting, Oct. 21-24, 1996

by William Thompson

Library Programs Service  
U.S. Government Printing Office

What are you doing the week of October 20? The same old routine? Why not join us at the Depository Library Council Meeting in beautiful Salt Lake City, Utah!

It all begins on Sunday, October 20 with an orientation for first time attendees. Then, we are invited to a reception at the University of Utah's Marriott Library (hors d'oeuvres and dessert).

Monday, after a hot cup of coffee, the Council meeting begins. Be sure to hear the Public Printer's opening remarks and, if you want, attend the Pathway Services demonstration or the Regionals planning session in the afternoon. Enjoy the Council meeting and discussions throughout the day. In the evening, you have an opportunity to go to dinner with the Council and GPO members. Groups will form in the hotel lobby.

Tuesday, join a discussion group, a focus group or maybe attend the Pathway Services demonstration if you missed Monday's session. Later, you may want to attend the GILS demonstration. After lunch, you have a choice of a discussion group, GPO Access demonstration or GPO Information Exchange. Then, there is a focus group on ideas for the Spring '97 Conference.

Wednesday, attend the Council working session or attend a session on using the WWW to ease the transition to a more electronic Depository Library Program.

Later in the morning, hear about Federal documents as Genealogical Research Tools. In the afternoon, you have a choice of the Council working session or taking a tour of the LDS Genealogical Center and Mormon Tabernacle.



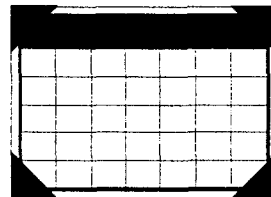
Thursday, the Council reports on draft recommendations and we hear the concluding remarks by the Public Printer.

If you need the entire agenda, please e-mail or call us for a copy.

As you can see, there is more to do and learn at the Fall Depository Library Council Meeting than ever before. But, make your hotel reservations early because rooms at the Quality Inn City Center are limited.

Can we expect you to attend? Let us know by filling out and returning the registration form on the following page. Remember, the Spring and Fall Depository Library Council Meeting are free and open to everyone. See you there!

The Fall 1996 meeting of the Depository Library Council (DLC) to the Public Printer will convene in Salt Lake City, Utah, from Monday, October 21 through Thursday noon, October 24. The location of the meeting will be at the Quality Inn City Center. The hotel is located in down-town Salt Lake City, and the address is:



Quality Inn City Center  
154 West 600 South  
Salt Lake City, UT 84101

A limited number of rooms has been retained for the attendees. Special room rates are \$59 single, double, triple, quad, per night, guaranteed through October 1, 1996. Reservations must be made by calling (800) 521-9997, (801) 521-2930 or by fax at 801-355-0733. Please specify the Government Printing Office Depository Library Council Meeting when you contact the hotel.

See page 11 for the registration form

**REGISTRATION FORM**  
**FALL 1996 COUNCIL MEETING**

E-Mail , FAX or Mail to:

**Mr. William Thompson**  
Library Programs Service (SL)  
U.S. Government Printing Office  
Washington, DC 20401  
FAX: (202) 512-1432  
E-mail: staf1lps@access.digex.net

Yes, I plan to attend the Fall 1996 meeting of the Depository Library Council in Salt Lake City, Utah.

I will need a name badge. Preferred first name (i.e. Billy, Susie, Jim, Bob, Freddy)

Please type or print clearly:

Name \_\_\_\_\_  
Institution \_\_\_\_\_  
Library/Office \_\_\_\_\_  
Address \_\_\_\_\_  
City/State/Zip Code \_\_\_\_\_  
Telephone (include area code) \_\_\_\_\_  
E-mail Address \_\_\_\_\_  
FAX \_\_\_\_\_

DLC will seek to make accommodations for attendees with disabilities.  
Please specify needs when returning this registration☺

# Bibliography

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## Recent Subject Compilations of State Laws in Government Documents and Court Cases

by Cheryl Rae Nyberg  
Gallagher Law Library,  
University of Washington

This bibliography is one in a series highlighting newly discovered sources that identify and/or compare state laws by subject. Other bibliographies covering government publications have appeared in previous issues of *Jurisdocs*: 17 (Summer-Fall 1995): 3-5 and 14 (1992):30-36. Bibliographies on assorted topics have been published in the newsletters of the Law Librarians of Puget Sound and the Mid-America Association of Law Libraries.

The sources annotated below are publications of the U.S. government and various federal and state courts. Identification of state documents that might contain compilations of state laws has gotten more difficult since the cessation of the *Monthly Checklist of State Publications* in 1994. I encourage readers who find compilations in state documents to contact me so that I may annotate these sources.

The following items are taken from the database that will be published as the 1995-96 volume of the *Subject Compilations of State Laws* series. The arrangement is by main subject, with selected cross references. Full bibliographic information is provided as well as a description of the compilation. Note that several of the documents published by the U.S. Department of Justice are also available on the Internet. URLs are given for these items.

References to previous editions of compilations include a year and entry number to earlier volumes in the *Subject Compilations of State Laws* bibliography series. For instance, the entry under **Elections** mentions "Previous editions annotated at 1991-92 Nyberg 1974.03 . . ." To see the bibliographic and annotated information for that earlier edition of the *Senate Election Law Guidebook*, consult the 1990-91 volume of *Subject Compilations of State Laws: An Annotated Bibliography* under entry number 1974.03. For more information about the *Subject Compilations of State Laws* series or to order a volume, contact Boast/Nyberg, 1347 Maple Avenue, Twin Falls, ID 83301; 208/734-8349; carolr@cyberhighway.net.

### Arbitration

*Buraczynski v. Eyring*, 919 S.W.2d 314 (Tenn. 1996).  
Pp. 317-18, fn. 2. Citations only. Cites to codes. Covers the seventeen states that have laws that "specifically govern arbitration agreements between a patient and a health care provider."

### Automobiles

*BMW of North America, Inc. v. Gore*, 116 S.Ct. 1589, 134 L.Ed.2d 809 (1996).  
P. 1596, fn. 13. Citations only. Cites to codes and regulations. Covers the twenty-seven states that have laws on disclosure about presale repairs of new automobiles.

Pp. 1618-20, "Appendix to Dissenting Opinion of Ginsburg, J., State Legislative Activity Regarding Punitive Damages." Summaries. Cites to bills and codes. Covers caps on punitive damages, allocation to state funds, and bifurcation of liability and punitive damage issues at trial.

*Brandon Chrysler Plymouth Jeep Eagle, Inc. v. Chrysler Corp.*, 898 F.Supp. 858 (D. Fla. 1995).

Pp. 866-67. Essay. Cites to codes. Covers the twenty-five states that have automobile warranty reimbursement laws that deal with the manufacturer's obligation to reimburse the motor vehicle dealer for repairs made under warranty.

### Child Custody

*Carter v. Carter*, 470 S.E.2d 193 (W. Va. 1996).  
P. 201, fn. 13. Citations only. Cites to codes and court rules. Covers the ten states that have laws on mandatory mediation in child custody cases and the ten states that have laws on voluntary mediation.

### Divorce

*See Military Personnel.*

### DNA Evidence

Armstead v. State, 673 A.2d 221 (Md. 1996).

Pp. 229-31, fns. 10 and 12. Citations only. Cites to session laws and codes. Covers the twelve states that have laws on the admissibility of DNA evidence in criminal cases.

### Drunk Driving

Masterton, R. Peter. "The Military's Drunk Driving Statute: Have We Gone Too Far?" *Military Law Review* 150 (1995):353-81. SuDoc: D101.22:27-100-150.

Pp. 357-59, fns. 27-29, 31, 33-35. Citations only. Cites to codes. Covers drunk driving laws on blood alcohol content (fns. 27 and 28), per se drunk driving laws (fn. 29), drunk driving laws that "provide that a particular blood alcohol level is only prima facie evidence of intoxication" (fn. 30), and drunk driving laws that do (fn. 33) and do not (fns. 34 and 35) use breath alcohol concentration as well as blood alcohol concentration measures.



### Elections

U.S. Congress, Senate, Committee on Rules and Administration. *Senate Election Law Guidebook 1996: A Compilation of Senate Campaign Information, Including Federal and State Laws Governing Election to the United States Senate*. 104th Cong., 1st Sess. Washington: U.S. Government Printing Office, 1996. 291 pp. (S. Doc. 104-12) SuDoc: Y 1.1/3:104-12.

Pp. 163-236, "Part III, State Election Laws Relating to Candidates for the United States Senate." Summaries. Cites to constitutions and codes. Covers primaries, nominations, political conventions, independent candidates, filing fees, subversive parties barred from the ballot, write-ins, and procedure for filling a mid-term vacancy. Current as of Jan. 1996. Prepared by Thomas M. Durbin, Margaret M. Lee, L. Paige Whitaker, and M. Ann Wolfe, American Law Division, Congressional Research Service. Note: Published regularly since 1980. Previous editions annotated at 1991-92 Nyberg 1974.03 (1992), 1988-90 Nyberg 1465.04 (1990), and 1979-83 Nyberg/Boast 514.03 (1982).

### English Language

Yniguez v. Arizonans for Official English, 69 F.3d 920 (9th Cir. 1995).

P. 927, fn. 11. Citations only. Cites to constitutions and codes. Covers the eighteen states that have official English laws.

### Fair Employment

See Gays.

### Firearms

In re Application Dailey, 465 S.E.2d 601 (W. Va. 1995).

Pp. 611-12, fns. 17-19. Citations only. Cites to codes. Covers the twenty states that have laws providing enforcement agencies with the power to regulate concealed weapons (fn. 17), the five states that give that authority to agencies not associated with law enforcement or the judiciary (fn. 18), and the two states that give that authority to the courts (fn. 19).

Regional Justice Information Service. *Survey of State Procedures Related to Firearm Sales*. Washington: U.S. Department of Justice Programs, Bureau of Justice Statistics, 1996. 62 pp. (NCJ-160763) SuDoc: J29.2:F51/2.

Summaries. No citations. Covers restrictions on the purchase of handguns beyond those in the federal Brady Act, limitations on the use of firearms and concealed firearms, permits, handgun registration, restoration of felon's right to own firearms, background checks, applicant information, and fees. Includes American Samoa, Puerto Rico, and the Virgin Islands. Note: Available on the Internet: [www.ojp.usdoj.gov/bjs/abstract/sosprfts.htm](http://www.ojp.usdoj.gov/bjs/abstract/sosprfts.htm).

Snyder, Howard N. and Sickmund, Melissa. *Juvenile Offenders and Victims: A National Report*. [Washington]: U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, National Center for Juvenile Justice, 1995. 188 pp. (NCJ 153569) SuDoc: J32.2:J98/15.

P. 52, "At the End of 1993, 16 States Had Laws Prohibiting the Possession of Handguns by Juveniles." Map. No citations. Note: "Source: National Governors' Association. (1994). *Kids and Violence*."

P. 73, "The Upper Age of Juvenile Court Jurisdiction in Delinquency Matters Is Defined by State Statute—in Most States the Upper Age Is 17." Lists. No citations. Note: "Source: Szymanski, L. (1995). *Upper Age of Juvenile Court Jurisdiction Statutes Analyses (1994 Update)*. Szymanski, L. (1995). *Lower Age of Juvenile Court Jurisdiction (1994 Update)*."

(cont p 14)

P. 86, "Most States Have Broad Age and Offense Provisions for Judicial Waiver." Chart. No citations. Covers criminal offenses, capital crimes, murder, offenses against persons or property, drugs, weapons, and felonies. Note: "Source: Szymanski, L. (1994). *Waiver/Transfer/Certification of Juveniles to Criminal Court: Age Restrictions Crime Restrictions (1994 Update)*."

P. 87, "Several States Allow Prosecutors to Try Juveniles Charged with Serious Offenses in Either Criminal or Juvenile Court." Chart. No citations. Includes thirteen states. Note: "Source: Szymanski, L. (1994). *Concurrent Jurisdiction (1994 Update)*."

P. 89, "Many States Exclude Certain Serious Offenses from Juvenile Court Jurisdiction." Chart. No citations. Covers murder, person and property offenses, drugs, weapons, felonies, and capital crimes. Includes twenty-six states. Note: "Source: Szymanski, L. (1994). *Statutory Exclusion of Crimes from Juvenile Court Jurisdiction (1994 Update)*."

P. 179, "What Is the Minimum Age Authorized for the Death Penalty?" Lists. No citations. Note: "Source: Greenfeld, L., and Stephan, J. (1993). *Capital Punishment*. 1992. *BJS Bulletin*."

Note: Several source documents were used to compile the document annotated at 1994-95 Nyberg 2672.05.

#### **Food**

*Barghout v. Bureau of Kosher Meat & Food Control*, 66 F.3d 1337 (4th Cir. 1995).

P. 1340, fn. 5. Citations only. Cites to codes. Covers the twenty-one states that have laws "prohibiting the mislabeling of kosher food."

#### **Gays**

*Greenwood v. Taft*, 663 N.E.2d 1030 (Ohio Ct. App. 1995).

P. 1032, fn. 1. Citations only. Cites to bills and codes. Covers the ten states that have laws prohibiting employment discrimination based on sexual orientation. Includes Connecticut, the District of Columbia, Hawaii, Maine, Massachusetts, Minnesota, New Jersey, Rhode Island, Vermont, and Wisconsin.

#### **Health Care**

*See Arbitration*.

#### **Insurance**

U.S. Congress, Senate, Committee on Appropriations. *Senate Hearings: Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations, Fiscal Year 1996 104th Cong, 1st Sess*. Washington: U.S. Government Printing Office, 1996. 518 pp. (S. Hrg. 104-258, pt. 2) SuDoc: Y4.Ap6/2:S. Hrg. 104-258/pt. 2. CIS: 1996 S181-5.

Pp. 100-123. Table. Cites to codes and regulations. Covers laws on "unfair discrimination in insurance practices, violations of civil rights, or which permit insurance departments to investigate unfair trade practices."

#### **Juvenile Delinquents**

Miller, Neal. *State Laws on Prosecutors' and Judges' Use of Juvenile Records*. Washington: U.S. Department of Justice, National Institute of Justice, 1995. (NCJ 155506) 17 pp. SuDoc: J28.24:L44.

Tables. No citations. Covers laws on fingerprinting juveniles charged with felonies and other offenses; centralized holding of juvenile records; access to juvenile records by prosecutors, probation officers, judges, and the central repository; type of sentencing laws; juvenile court age limits and discretionary or mandatory waiver; and expungement or sealing of records. Current as of Dec. 1994. Note: Available on the Internet: [www.ncjrs.org/jjdocs.htm](http://www.ncjrs.org/jjdocs.htm).

*See also Firearms*, Snyder.

#### **Living Wills**

*Compassion in Dying v. Washington*, 79 F.3d 790 (9th Cir. 1996).

Pp. 818-19, fn. 77. Citations only. Cites to codes. Covers the forty-two states that have living will laws. Note: "The following list comes from Alan Meisel, *The Right to Die* § 11.12 (1989 & 1994 Supp. No. 2)." (1988-90 Nyberg 1543.20)

P. 820, fn. 83. Citations only. Cites to codes. Covers the twelve states that have laws on "the use of nondeadly force to prevent suicide attempts."

P. 847, fns. 10-12. Citations only. Cites to codes. Covers the thirty-six states that have criminal laws on "aiding, assisting, causing, or promoting suicide" (fn. 10), the four states that "do not impose explicit criminal sanctions on assisted suicide, but nonetheless condemn assisted suicide in statutes allowing withdrawal of medical treatment" (fn. 11), and the three states that have laws on criminally negligent homicide that are sufficiently broad to encompass assisted suicide (fn. 12). Includes Puerto Rico and the Virgin Islands.

## Mediation

See **Child Custody**.

## Military Personnel

“State-by-State Analysis of the Divisibility of Military Retired Pay.” *Army Lawyer* 284 (July 1996):22-28.  
SuDoc: D101.22:27-50-284.

Summaries. Cites to codes and cases. Includes the Canal Zone and Puerto Rico. Note: Previous surveys annotated at 1993-94 Nyberg 2467.02, 1990-91 Nyberg 1813.02, and 1988-90 Nyberg 1556.03.

## Privileged Communications

Jaffee v. Redmond, 116 S.Ct. 1923 (1996).

P. 1929, fn. 11. Citations only. Cites to codes and court rules. Covers laws on privileged communications between psychotherapists and patients.

Pp. 1931-32, fn. 17. Citations only. Cites to codes and court rules. Covers the forty-six states that have laws on privileged communications between licensed social workers and clients.

## Procurement

Board of County Commissioners, Wabaunsee County, Kansas v. Umbeh; O'Hare Truck Service, Inc. v. City of Northlake, 116 S.Ct. 2361 (1996).

Pp. 2364-65, fn. 1. Citations only. Cites to codes. Covers laws on competitive bidding in public contracts.

## Punitive Damages

See **Automobiles**, BMW.

## Records

See **Juvenile Delinquents**, Miller.

## Sentencing

National Council on Crime and Delinquency. *National Assessment of Structured Sentencing*. Washington: U.S. Department of Justice, Bureau of Justice Assistance, 1996. 138 pp. (NCJ 153853) SuDoc: J26.20:St8/2.

Pp. 20-21, “Table 3-1, Sentencing Practices in the United States, as of February 1994.” Chart. No citations. Covers determinate, indeterminate, sentencing guidelines, and mandatory minimum prison sentences.

Pp. 24-25, “Table 3-3, Offenses for Which States Provide Mandatory Minimum Incarceration Sentences, as of February 1994.” Chart. No citations. Covers repeat/habitual offenders, drunk driving, drugs, weapons possession, sex offenses, and other offenses.

Pp. 36-37, “Table 4-1, Sentencing Guideline Commission Membership.” Table. No citations. Includes eighteen states and U.S. (federal).

Pp. 44-45, “Table 4-3, Legislative Direction Regarding Consideration of Prison Capacity.” Full text. Cites to codes. Includes twelve states and U.S. (federal).

Note: Available on the Internet:  
[www.ncjrs.org/courdocs.htm](http://www.ncjrs.org/courdocs.htm).

## Suicide

See **Living Wills**.

## Unemployment Insurance

*Comparison of State Unemployment Insurance Laws*. Washington: U.S. Department of Labor, Employment and Training Administration, Unemployment Insurance Service, 1996. 1 vol. Looseleaf. SuDoc: L37.212:996.

Tables. No citations. Covers unemployment insurance taxation, benefits, eligibility, administration, temporary disability, and related subjects. Note: Previous editions annotated at Foster/Boast 382.01.

## Warranties

See **Automobiles**, Brandon.

## Workers' Compensation

*Workers' Compensation: Selected Comparisons of Federal and State Laws*. Washington: U.S. General Accounting Office, 1996. 75 pp.(GGD-96-76)

Pp. 57-72, “Appendix II, Identification of States in Appendix I.” Lists. No citations. Covers weekly benefits, cost-of-living increases, benefits for temporary disability, compensation for loss of use of specific body parts, number of weeks of benefits, vocational rehabilitation, death benefits, burial allowances, medical fee schedules, cost containment, bill and utilization review, provider determination, length of waiting period, notice of injury, and time period for filing claims.



# AALL GOVERNMENT DOCUMENT SERIES

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(Revised July 1996)

by Marsha Baum  
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## Index to the State Government Documents Bibliographies

Alabama, 3-52	Massachusetts, 3-20	South Dakota, 3-34
Alaska, 3-11	Michigan, 3-6	Tennessee, 3-33
Arizona, 3-12	Minnesota, 3-24	Texas, 3-10
Arkansas, 3-35	Mississippi, 3-28	Vermont, 3-50
California, 3-46	Missouri, 3-49	Virginia, 3-32
Colorado, 3-30	Montana, 3-42	Washington, 3-18
Connecticut, 3-19	Nebraska, 3-36	West Virginia, 3-43
District of Columbia, 3-25	Nevada, 3-15	Wisconsin, 3-31
Georgia, 3-48	New Jersey, 3-16	Wyoming, 3-23
Idaho, 3-37	New Mexico, 3-47	
Illinois, 3-26	New York, 3-21	Canada
Indiana, 3-7	North Carolina, 3-29, 3-56	Alberta, 3-41
Iowa, 3-44	Ohio, 3-27	Manitoba, 3-40
Kansas, 3-13	Oklahoma, 3-9, 3-53	
Kentucky, 3-39	Oregon, 3-17	
Louisiana, 3-45	Pennsylvania, 3-22	
Maryland, 3-4, 3-55	Rhode Island, 3-51	