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OCT 14 2022

SECRETARY OF STATE
ADMINISTRATIVE RULES

**Title 15 – ELECTED OFFICIALS
Division 30 – Secretary of State
Chapter 200 – State Library**

PROPOSED RULE

15 CSR 30-200.015 Library Certification Requirement for the Protection of Minors

PURPOSE: For the protection of minors defined in 15 CSR 30-200.030(1)(E), this rule establishes a certification requirement for any library defined in 15 CSR 30-200.010 that receives funds pursuant to 15 CSR 30-200.020 and 15 CSR 30-200.025.

(1) Notwithstanding any provision of 15 CSR 30-200.020 and 15 CSR 30-200.025 to the contrary, the state librarian shall not distribute any funds to any library defined in 15 CSR 30-200.010 that receives funds pursuant to 15 CSR 30-200.020 and 15 CSR 30-200.025 unless such library certifies in writing each of the following:

(A) The library has or will adopt a written, publicly-accessible collection development policy addressing how selections are made in considering the appropriateness for the age and maturity level of any minor, as defined in 15 CSR 30-200.030(1)(E), who accesses any material in any form;

(B) No funds received shall be used to purchase or acquire materials in any form that appeal to the prurient interest of any minor;

(C) The library has or will adopt a written, publicly-accessible policy allowing any minor's parent or guardian to determine what materials and access will be available to a minor, and no person employed by or acting on behalf of the library shall knowingly grant access to any minor any material in any form not approved by the minor's parent or guardian;

(D) No age-inappropriate materials in any form, as defined in the library's collection development policy, shall be knowingly displayed in the library in areas designated by the library as containing materials predominantly for minors;

(E) No event or presentation shall be held at the library without an age-appropriate designation affixed to any publication, website, or advertisement for such event or presentation; and

(F) The library has or will adopt a written, publicly-accessible library materials challenge policy by which any person may dispute or challenge the library's age-appropriate designation affixed to any presentation, event, material, or display in the library, and the results of any such dispute or challenge shall be disclosed to the public and published on the library's website.

(2) The library shall submit a copy of its written policies to the state librarian, and shall submit, within thirty (30) days, any revisions to such policies to the state librarian.

AUTHORITY: sections 181.021, 181.060, and 182.812, RSMo 2016.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivision more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Missouri Secretary of State, P.O. Box 1767, Jefferson City, MO 65102 or by email to comments@sos.mo.gov with the proposed rule number (i.e., 15 CSR 30-200.015) in the subject line. To be considered, all comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.*

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By JCAR at 11:14 am, Oct 14, 2022