

In Fall, 2003, the State Library asked some questions of the Institute of Museum and Library Services regarding LSTA and CIPA. Some of these questions are too detailed to be on the ALA Website, so we have listed them here. IMLS answers are in bold italics.

1. Does CIPA apply to a public library that uses LSTA funds to purchase a Web server or outsource the hosting of a Web site, but does not pay ISP fees with LSTA?

YES

2. Does CIPA apply to a public library that uses LSTA funds to redesign a Web site, or provide Internet content, but does not pay ISP fees or buy a server with LSTA?

NO...content is not direct access

3. If the state pays for licensing of an Internet database for the public libraries, do they then need to comply with CIPA?

NO, as the State is paying for the content

4. If an academic library and a public library do a joint automation project with an Internet-based catalog, and the public library uses LSTA funds to buy workstations, the public library has to filter. Does such filtering need to apply to not just the newly purchased computers, but all the existing ones in the public library as well?

YES...all the existing computers in the library must be filtered also

5. A public library joins an existing Internet-based automation consortium that has academic and several public members, and it uses LSTA funds to buy workstations. Do the other public libraries in the consortia then have to certify to filtering? What if the automation consortium uses LSTA funds to replace the server?

This is one of those [scenarios] that seems to conflict; e-rate has a provision for "partial" compliance, but there is no such language for LSTA under the legislation. There are many questions about equipment like servers and routers, and the e-rate language that says "internal connections." A verbal follow-up conversation with Nancy Weiss, Counsel to IMLS, in November 2004 elicited the statement that yes, in such a case all the public library and school library members of such a consortium must then filter all their terminals.

6. What if a library uses LSTA to buy the monitor and uses local funds to buy the CPU?

The monitor, or keyboard, etc. is an integral part of equipment that is needed to use the internet and has no use outside of being attached to the CPU. CIPA would still apply.