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Attachments: 1) FY 1982 Appropriations for Library and Related Programs;

ED Library Grant Programs. The funding table attached to this Newsletter gives figures for library and related programs from the various FY 1982 appropriations bills and continuing resolutions. Final funding levels for most major library grant programs in the Education Department are still up in the air. A further continuing resolution (PL 97-92) carries funding (with a four percent cut) only through March 31, 1982. When the second session of the 97th Congress convenes on January 25, the first order of business will be resumption of FY 1982 spending decisions. These decisions are expected to be influenced by Administration recommendations to rescind some of the funds already appropriated. Congress will then take up the President's FY 1983 budget, due to be submitted in the first few weeks after Congress returns.

Release of LSCA Funds - ACTION NEEDED. Since the latest continuing resolution covers half the fiscal year, at least half the amounts listed in the attached table should be released. However, for programs for which rescissions are planned (see Dec. 21 Newsletter), the Education Department has not received clearance from OMB to release any funds. This is particularly critical for programs such as the Library Services and Construction Act which are not advance funded. State library agencies have received little or no funds yet, over three months into the 1982 fiscal year. If, upon receipt of this Newsletter, ED's Office of Libraries and Learning Technologies still has no word on release of 50 percent of LSCA funds, state agencies are urged to have their Members of Congress contact the Secretary of Education to protest this subversion of congressional intent.

State Block Grant. Also attached to this Newsletter is a table showing the previous funding for programs combined in the state block grant for elementary and secondary education (Education Consolidation and Improvement Act, Chapter 2) compared with the amount in the latest continuing resolution. If an expected rescission request should be approved by Congress, funding for the block grant in FY 1982 could wind up at half the level provided for the predecessor programs in FY 1980.
Medical Libraries. In the continuing resolution through March 31 (PL 97-92), the National Library of Medicine received, for all its programs (including the Medical Library Assistance Act), $44,402,000. This is less than the FY 1981 total of $44,730,000 and much less than the requested $47,677,000. The House reduced MLAA below the budget request to $7.5 million, the newly reduced authorization level, but did not raise the NLM total. Then the 4 percent cut in the continuing resolution was applied against the lower of the House or Senate amounts. NLM intends to maintain MLAA at the $7.5 million level, but the library's operating funds will be cut. A much deeper cut is anticipated in the FY 1983 budget.

NEH and NEA. The Interior Appropriations Bill (HR 4035) was one of the few on which Congress completed action this year. Now PL 97-100, it provides $130,560,000 for the National Endowment for the Humanities and $143,040,000 for the National Endowment for the Arts. These figures represent about a 14 percent reduction for NEH and 10 percent for NEA -- considerably less than the 50 percent cuts requested by the Administration. Thanks are due Rep. Sidney Yates (D-IL), Chairman of the House Interior Appropriations Subcommittee, who succeeded in getting figures higher than the new authorizations set by the reconciliation measure (PL 97-35), a technicality against which no point of order was raised. However, Sen. James McClure (R-ID), Chairman of the Senate Interior and Related Agencies Appropriations Subcommittee, offered an amendment to the final conference report (H. Rept. 97-315) to cut most programs by 4 percent which was agreed to by both Senate and House. The resulting amounts are shown in the attached funding table.

NARS and NHPRC - ACTION NEEDED. The National Archives and Records Service suffered a double whammy in the continuing resolution through March 31 (PL 97-92). The President's March budget request for NARS was $90.1 million; the House provided $89.9 million, and the Senate Appropriations Committee $91 million, in HR 4121, the FY 1982 Treasury, Postal Service, and General Government Appropriation Bill. Then in September the President revised his request downward to $79,294,000, and the Senate committee adjusted its bill to follow suit. Attempts to bring HR 4121 to a vote on the Senate floor late in the year ultimately failed. Therefore, NARS was included in the continuing resolution and subject to a 4 percent cut on the lower of the House or Senate figures. The result is $75,138,000, a 16 percent cut from the FY 1981 level of $88,941,000. Out of the NARS budget, the National Historical Publications and Records Commission would receive $1 million in the House-passed bill, $3 million in the Senate committee version, and up to $1 million in the continuing resolution -- compared with $4 million in FY 1981. Users and supporters of NARS services and NHPRC projects should urge their Senators to bring HR 4121 to a Senate floor vote as soon as possible to repair some of the damage. NARS will be severely hampered by cuts of this magnitude -- far more than a "fair share" reduction.

Postal Rates and Regulations

Postal Rate Increase. After a brief period of a reduction in the fourth-class library rate (see October 6 Newsletter article, p. 3), the U.S. Postal Service announced that postage rates for preferred-rate mailers will increase effective January 10, 1982 (December 30 Federal Register, pp. 63159-63160). The fourth-class library rate will jump from 24 to 32 cents for the first pound. The increase accelerates the library rate from current step 10 to former step 13 of the phased (which means a gradual phasing in of the full costs attributable to a particular class of mail) rate schedule.
In their December 23 decision, the USPS Board of Governors said the increased postage rates are required to make up the difference between the amount of revenue foregone subsidy appropriated by Congress in the recent Continuing Resolution for FY 1982. By the time the four percent cut required by PL 97-92 was applied to the postal subsidies, revenue foregone was reduced to $615 million and public service to $221 million. As a result, all preferred rate categories except for certain second-class and fourth-class library rate will be increased to the maximum level of the phased rate schedule. The third-class nonprofit bulk rate will go from 3.8 to 5.9 cents per piece, with the per pound rate increasing from 15.8 to 27 cents. The book rate will stay at the current 63 cents for the first unsorted pound.

The new phased rate schedule for the fourth-class library postage is shown below:

**Permanent Phased Rate Increases in Cents**

(Each step begins on July 6 of the indicated year unless otherwise indicated)

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>9 as of 3/22/81</td>
<td>19</td>
<td>21</td>
<td>25</td>
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<td>10 as of 11/1/81</td>
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<td>27</td>
<td>32</td>
<td>35</td>
<td>38</td>
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<tr>
<td>11 as of 1/10/82</td>
<td>32</td>
<td>35</td>
<td>38</td>
<td>41</td>
<td>45</td>
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<tr>
<td>Library Rate</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First pound</td>
<td>19</td>
<td>21</td>
<td>25</td>
<td>24</td>
<td>32</td>
</tr>
<tr>
<td>Each addt. lb. thru 7 lbs.</td>
<td>7</td>
<td>8</td>
<td>9</td>
<td>9</td>
<td>11</td>
</tr>
<tr>
<td>Each addt. lb.</td>
<td>5</td>
<td>5</td>
<td>6</td>
<td>6</td>
<td>7</td>
</tr>
</tbody>
</table>
| Change in Attached Mail Provisions. The U.S. Postal Service announced changes effective December 6, 1981 in the mail classification schedule provisions for attached mail in the December 3 Federal Register, pp. 60079-60080. Implementing regulations, published in the December 9 Federal Register, pp. 60200-60201, provide that incidental (closely associated or related) pieces of first-class mail may be attached to or enclosed within second-class mail, third-class merchandise (including books but excluding merchandise samples), and fourth-class mail, with postage paid on the combined piece at the applicable rate of the host piece. For example, first-class mail may now be attached or enclosed with fourth-class mail, with postage paid on the combined piece at the applicable fourth-class rate. Under current regulations, although an incidental piece of first-class mail attached to or enclosed with second-, third-, or fourth-class mail travels as part of the host piece, the mailer pays not only the rate applicable for the host piece, but also the applicable first-class rate on the attachment or enclosure, as if it had been mailed separately. For further information contact: Ernest J. Collins, 202/245-4749.
Off-Air Recording. The Senate Judiciary Committee held a hearing November 30 on S. 1758, introduced by Sens. Pete Domenici (R-NM) and Alfonse D'Amato (R-NY) to exempt private noncommercial recordings of copyrighted works on video recorders from copyright infringement. S. 1758 is similar to several bills introduced in the House (HR 4783, 4794, 4808, and 5250) to exempt home taping following the October 19 Betamax case ruling by the 9th U.S. Circuit Court of Appeals that taping a television show in the home violates a producer's copyright.

On December 16, Sen. Charles Mathias (R-MD), along with cosponsors Baker, Robert Byrd, and Cranston, introduced an amendment to S. 1758 which would direct the Copyright Royalty Tribunal to devise the best way to compensate copyright owners for use of copyrighted material. The tribunal would determine the level of royalty and the basis on which it would be calculated based on evidence produced in a formal hearing where all parties would be given an opportunity to be heard. The amendment would also make clear that copyright protection covers rentals of audiovisual works and sound recordings. Aimed at stores which rent video cassettes, tapes or phonograph records, the amendment bears watching so that legitimate library activities are not restricted. There will be further hearings on S. 1758, but no dates have been set.

Manufacturing Clause. On December 2 the House Judiciary Subcommittee on Courts, Civil Liberties, and the Administration of Justice, chaired by Rep. Robert Kastenmeir (D-WI), held a hearing on HR 3940, to retain the manufacturing clause of the copyright law. The manufacturing clause is essentially a non-tariff protective device for the U.S. printing industry which provides that certain nondramatic literary materials in the English language must be manufactured either in the U.S. or Canada in order to enjoy full U.S. copyright protection. ALA and publisher groups have been on record in opposition to the clause and in favor of current law which would eliminate the clause on July 1, 1982. The Copyright Office, after a lengthy study completed last July, concluded that the manufacturing clause should expire on schedule, and testified to that effect. However, labor groups testified strongly in favor of retaining the clause. There will probably be another hearing in early 1982. HR 3940 was introduced by Rep. John Ashbrook (R-OH); a companion bill in the Senate was introduced by Sen. Strom Thurmond (R-SC).

Graduate and Professional Study Fellowship Grants

February 8 is the deadline for applications from institutions of higher education for grants to make fellowship awards under the Higher Education Act title IX-B Graduate and Professional Study Fellowship Program. According to the notice in the December 22 Federal Register (pp. 62133-4), the program provides grants to support fellowships for graduate and professional study to students who demonstrate financial need and who are from groups which are underrepresented in graduate and professional study areas of importance to the national interest. Grants have occasionally been made for library science study. The amount available so far for FY 1982 is $8,640,000 under the temporary continuing resolution (PL 97-92) through March 31. For program packages and application forms, contact: Graduate Programs Branch, Education Department, (Rm. 3060, ROB-3), 400 Maryland Ave., S.W., Washington, D.C. 20202-3366, or contact Dr. Donald N. Bigelow, 202/245-2347.
Minority Institutions Science Improvement Program

A December 18 Federal Register (pp. 61695-6) notice invites applications for grants under the Minority Institutions Science Improvement Program administered by ED's Fund for the Improvement of Postsecondary Education. Eligible applicants include public and private nonprofit predominantly minority institutions, nonprofit science-oriented organizations, professional scientific societies, or nonprofit accredited colleges and universities which render a needed service to a group of eligible minority institutions, or which provide in-service training to those from eligible institutions. The deadline for institutional design and cooperative project grants is January 29; for special project grants, March 5. Application forms and information are available from USED, Office of Postsecondary Education, FIPSE, Attn: 84.120A, Minority Institutions Science Improvement Program, Rm. 3100, ROB-3, 7th & D Sts., S.W., Washington, D.C. 20202-3328, (202/245-8091).

National Endowment for the Humanities

A brochure describing Division of Education Programs is available from the Public Affairs Office, National Endowment for the Humanities, MS 351, Washington, D.C. 20506.

April 15 is the deadline for applications to NEH Youth Projects for Planning and Pilot Awards. These grants provide support for community groups, educational institutions and cultural organizations interested in developing out-of-school humanities programs for children and youth under the age of 21. For applications and guidelines, write National Endowment for the Humanities, MS 351-C, NEH Youth Projects Guidelines, 806 15th St., N.W., Washington, D.C., 20506.
<table>
<thead>
<tr>
<th>FISCAL YEAR 1982 APPROPRIATIONS FOR LIBRARY AND RELATED PROGRAMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Figures in thousands)</td>
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<tr>
<td>LIBRARY PROGRAMS</td>
</tr>
<tr>
<td>-------------------</td>
</tr>
<tr>
<td><strong>Educ. Consolidation &amp; Improvement</strong></td>
</tr>
<tr>
<td>Chapter 2 (incl. school libs.)</td>
</tr>
<tr>
<td>GPO Superintendent of Documents</td>
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<tr>
<td>Higher Education Act title II</td>
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<tr>
<td><strong>Title II-A, College Libraries</strong></td>
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<tr>
<td>Title II-B, Training &amp; Research</td>
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<tr>
<td>Title II-C, Research Libraries</td>
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<tr>
<td><strong>Library of Congress</strong></td>
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<tr>
<td>Library Services &amp; Construction Act</td>
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<tr>
<td><strong>Title I, Public Lib. Services</strong></td>
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<tr>
<td><strong>Medical Library Assistance Act</strong></td>
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<tr>
<td><strong>Title III, Interlibrary Cooperation</strong></td>
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<tr>
<td><strong>National Agricultural Library</strong></td>
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<tr>
<td><strong>National Library of Medicine</strong></td>
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<tr>
<td><strong>LIBRARY RELATED PROGRAMS</strong></td>
</tr>
<tr>
<td>Adult Education Act</td>
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<tr>
<td>Bilingual Education</td>
</tr>
<tr>
<td>Corporation for Public Broadcasting</td>
</tr>
<tr>
<td>ECIA Ch. 1 (ESEA I Disadv. Children)</td>
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<tr>
<td>Educ. Handicap. Child. (state grants)</td>
</tr>
<tr>
<td><strong>NEA title I-B, Education Outreach</strong></td>
</tr>
<tr>
<td><strong>III, Developing Institutions</strong></td>
</tr>
<tr>
<td><strong>IV-C, College Work Study</strong></td>
</tr>
<tr>
<td><strong>VI, International Educ.</strong></td>
</tr>
<tr>
<td>Indian Education Act</td>
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<tr>
<td>Nati'l. Center for Educ. Statistics</td>
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<td>National Endowment for the Arts</td>
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<td>National Endowment for the Humanities</td>
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<td>National Institute of Education</td>
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<tr>
<td>Postsecondary Educ. Improvement Fund</td>
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<td>Public Telecommunications Facilities</td>
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<td>Women's Education Equity</td>
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<td>National Archives &amp; Records Service</td>
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<tr>
<td>Nat'l. Historical Publ. &amp; Rec. Comm.</td>
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* Funded only through 3/31/82 by a further continuing resolution, PL 97-92.
## EDUCATION CONSOLIDATION & IMPROVEMENT ACT CHAPTER 2 FUNDING FOR FY 1982 (1982/83 SCHOOL YEAR)

(State block grant for elementary & secondary education, est., by Omnibus Budget Reconciliation Act (PL 97-35))

### Programs combined in ECIA Ch. 2

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<tr>
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<tr>
<td>State block grants:</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>School libs. (ESEA IV-B)</td>
<td>171,000</td>
<td>161,000</td>
<td>$437,525</td>
<td>$490,195</td>
<td>$329,700</td>
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<tr>
<td>Emergency school aid (ESAA)</td>
<td></td>
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<tr>
<td>Basic grants to schools</td>
<td>107,800</td>
<td>33,400</td>
<td></td>
<td></td>
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<tr>
<td>Special programs &amp; projects</td>
<td>92,019</td>
<td>75,859</td>
<td></td>
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<tr>
<td>Magnet schools, etc.</td>
<td>36,302</td>
<td>30,000</td>
<td></td>
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<tr>
<td>Grants to nonprofit orgs.</td>
<td>5,000</td>
<td>5,000</td>
<td></td>
<td></td>
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<tr>
<td>Educational TV &amp; radio</td>
<td>6,450</td>
<td>4,450</td>
<td></td>
<td></td>
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<tr>
<td>Evaluation</td>
<td>1,000</td>
<td>500</td>
<td></td>
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<tr>
<td>Educ. innov. &amp; support (ESEA IV-C)</td>
<td>146,400</td>
<td>66,130</td>
<td></td>
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<td>Guidance, couns. (ESEA IV-D)</td>
<td>51,000</td>
<td>42,075</td>
<td></td>
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<tr>
<td>Basic skills (ESEA II)</td>
<td>28,500</td>
<td>25,650</td>
<td></td>
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<tr>
<td>Community schools (ESEA VIII)</td>
<td>3,133</td>
<td>3,138</td>
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<tr>
<td>Consumers educ. (ESEA III-E)</td>
<td>3,617</td>
<td>1,356</td>
<td></td>
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<tr>
<td>Gifted &amp; talented (ESEA IX-A)</td>
<td>6,280</td>
<td>5,652</td>
<td></td>
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<tr>
<td>Gifted educ. (ESEA III-B)</td>
<td>1,840</td>
<td>1,380</td>
<td></td>
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<tr>
<td>Ethnic heritage (ESEA IX)</td>
<td>3,000</td>
<td>2,250</td>
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<td>Law-related educ. (ESEA III-G)</td>
<td>1,000</td>
<td>1,000</td>
<td>$1,000</td>
<td></td>
<td>950</td>
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<tr>
<td>Cities in schools (ESEA III-A 303)</td>
<td>3,050</td>
<td>2,745</td>
<td></td>
<td></td>
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<td>PUSH for excellence (ESEA III-A 303)</td>
<td>1,000</td>
<td>825</td>
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<tr>
<td>Teacher corps (HEA V-A)</td>
<td>30,000</td>
<td>22,500</td>
<td></td>
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<tr>
<td>Teacher centers (HEA V-B 532)</td>
<td>13,000</td>
<td>9,100</td>
<td></td>
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<tr>
<td>Pre-college science teacher training (NSF Act)</td>
<td>2,500</td>
<td>1,875</td>
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<tr>
<td>Biomed. sci. (ESEA III-L)</td>
<td>3,000</td>
<td>3,000</td>
<td>3,000</td>
<td></td>
<td>2,830</td>
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<tr>
<td>Career educ. incentive</td>
<td>15,000</td>
<td>10,000</td>
<td>10,000</td>
<td></td>
<td>9,600</td>
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<tr>
<td><strong>SUBTOTAL TO STATES</strong></td>
<td>731,896</td>
<td>508,385</td>
<td>487,525</td>
<td>504,195</td>
<td>329,300</td>
</tr>
</tbody>
</table>

**Secretary's discretionary fund**

- Inexpensive book distrib. (RIF)          | 6,500            | 5,850            | 5,850                       |                         | 5,850                |
- Arts in educ. (ESEA III-C)              | 3,500            | 3,150            | 2,025                       |                         | 3,150                |
- Alcohol & drug abuse educ.              | 3,000            | 2,850            | 2,850                       |                         | 2,850                |
- Nat'l. diffusion program                | 10,000           | 8,750            | 10,750                      |                         | 10,750               |
- Educ. TV programming                    | 6,000            | 6,000            | 6,000                       |                         | 6,000                |
- Special initiatives                     | -                | 20,393           | 2,500                       |                         |                      |
| **SUBTOTAL FOR SECRETARY**              | 29,000           | 26,600           | 31,118                      | 31,290                  | 21,900               |

**TOTAL, BLOCK GRANT**                    | $760,896         | $535,485         | $518,643                    | $535,435                | $350,000             | $433,340

### Notes

- Figures in thousands
- FY 1980 and FY 1981 represent the projected funding levels for the fiscal years 1980 and 1981, respectively.
- Sept. FY '82 Reagan Budget represents the administration's budget proposal for fiscal year 1982.
- House-passed Senate bill and Cont. Res. thru 3/31/32 reflect the legislative process and final funding levels.
<table>
<thead>
<tr>
<th>STATUS OF LEGISLATION OF INTEREST TO LIBRARIANS</th>
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<tr>
<td>97th Congress, 1st Session</td>
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<tr>
<td>Convened January 5, 1981</td>
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<tr>
<td>Adjourned December 16, 1981</td>
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<td>Chart Date: December 31, 1981</td>
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<tr>
<th></th>
<th>HOUSE</th>
<th>SENATE</th>
<th>FINAL ACTION</th>
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<tr>
<td></td>
<td>Introduced</td>
<td>hearings by Sub. Committee Report Floor Action</td>
<td>Introduced hearings by Sub. Committee Report Number Floor Action Conference Report Final Passage Public Law</td>
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<td>Copyright - home video taping</td>
<td>HR 4733, etc.</td>
<td>S 1753 X</td>
<td>none X</td>
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<td>Copyright manufacturing clause</td>
<td>HR 3940 X</td>
<td>S 1830 X</td>
<td>none X</td>
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<td>Copyright Piracy Act</td>
<td>HR 1821</td>
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<td>Dept. of Education termination</td>
<td>HR 4242 X</td>
<td>HJRes 266 X</td>
<td>144 X</td>
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<td>Economic Recovery Tax Act</td>
<td>HR 3645,3941 X</td>
<td>S 1103 X</td>
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<td>Elementary &amp; Secondary Educ. Consolidation</td>
<td>HR 3231 X</td>
<td>S 1817 X</td>
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<td>Foreign Language program assistance</td>
<td>HR 4805 X</td>
<td>S 1730 X</td>
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<td>Freedom of Information Act Amendments</td>
<td>HR 3137 X</td>
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<td>Information Science &amp; Technology Act</td>
<td>HR 1957 X</td>
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<td>International Communications Reorg.</td>
<td>HR 2562 X</td>
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<td>Medical Library Assistance Act</td>
<td>HR 2979 X</td>
<td>S 1050 X</td>
<td>386 X</td>
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<td>National Archives - Indep. Agency</td>
<td>HR 1421 X</td>
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<td>NHPRC Extension</td>
<td>HR 3046 X</td>
<td>S 1036 X</td>
<td>159 X</td>
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<td>National Library &amp; Info. Services Act</td>
<td>HR 3982 X</td>
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<tr>
<td>Older Americans Act extension</td>
<td>HR 2823,2835,etc.</td>
<td>S 649,851-2 X</td>
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<td>Omnibus Budget Reconciliation Act</td>
<td>HR 1016,1936</td>
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<td>Taxation - Indep. Research Libraries</td>
<td>HR 5158 X</td>
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<td>Taxation - Manuscript donations</td>
<td>HR 4119 X</td>
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<td>Taxation - Telecommunications Competition &amp; Dereg.</td>
<td>HR 4120 X X</td>
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<td>Appropriations</td>
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<td>Continuing Resolution, FY 1982</td>
<td>HJRes 325 X</td>
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<td>Further Continuing Resolution, FY 1982</td>
<td>HJRes 357 X</td>
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<td>Agriculture, FY 1982</td>
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<td>HUD &amp; Independent Agencies, FY 1982</td>
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<td>Interior &amp; Related Agencies, FY 1982</td>
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<td>Labor-HHS-Education, FY 1982</td>
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<td>Legislative Branch, FY 1982</td>
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<td>State, Justice, Commerce, FY 1982</td>
<td>HR 4169 X</td>
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<td>Treasury, Postal Service, FY 1982</td>
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ALA Midwinter Meeting, Denver, Colorado, January 23-28, 1982

Midwinter Alert to Meetings with Federal Policy Implications

Sunday, January 24
2-4 p.m.
Holiday Inn (downtown)
Silver Heels
Cripple Creek Rms.
Legislation Committee's Information Update
Brief updates on legislation, copyright, and the 1982 National Library Week Legislative Day.

Major presentations:
- GPO Depository Library & Sales Programs
  Danford L. Sawyer, Jr., Public Printer
  William J. Barrett, Superintendent of Documents. Mr. Barrett will speak; both officials will answer questions from the audience.

- Proposed Federal Standards for Library/Information Positions
  Speaker on U.S. Office of Personnel Management's new standards which have implications for all types of libraries. Question & answer session.

Monday, January 25
2-4 p.m.
Executive Tower Inn
Brahms Room
Ad Hoc Copyright Subcommittee Meeting with liaisons to ALA units and chapters.
- Off-Air Recording Guidelines
- Sony Betamax case ramifications
- Draft College & Univ. Policy Statement
- Other copyright business

Tuesday, January 26
9-11 a.m.
Denver Hilton Hotel
Grand Ballroom
President's Program
"Marketing Library and Information Services"
Not only will Denver attendees participate, but satellite transmission will extend the program to 52 interactive viewing stations nationwide. ALA President Betty Stone will introduce the program; Assn. of Research Libraries Ex. Dir. Shirley Echelman will moderate. Speakers:
- Daniel Carroll, President, Hoover Universal
- Philip Kotler, Northwestern Univ. professor of marketing
- Danford L. Sawyer, Jr., U.S. Public Printer