

COMMITTEE ON CULTURE, HISTORIC PRESERVATION,  
YOUTH AND RECREATION

7/30/2013/HELD IN COMMITTEE

**BILL NO. 30-0155**

**Thirtieth Legislature of the Virgin Islands**

**July 16, 2013**

An Act amending title 3 Virgin Islands Code, chapter 2, sections 28b and 28d relating to the use of Enid M. Baa Library and Archives Building exclusively for archives, records management and supportive economic initiatives, amending 33 Virgin Islands Code, chapter 111, section 3059 relating to the use of the Virgin Islands Libraries and Museums Revolving Fund, and providing for other related matters

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**PROPOSED BY:** Senator Myron D. Jackson and  
Co-Sponsor: Shawn-Michael Malone

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*Be it enacted by the Legislature of the Virgin Islands:*

**SECTION 1.** Title 3 Virgin Islands Code, chapter 2, section 28b, subsection (c), paragraph (12) is amended in the following instances:

(a) The second sentence of paragraph (12) is amended after “such” by inserting “gift shop under subparagraph (A), by striking “and” after “Library” and inserting a comma (,) in its place, and by inserting “and Museums” after “Archives”; and

(b) All of the language in paragraph 12 is designated as subparagraph (B), and subparagraph (A) is added to read as follows: “(A) to establish and operate a retail outlet for the sale of books, photographs, maps and other related materials”.

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**SECTION 2.** Title 3 Virgin Islands Code, chapter 2, section 28d is amended by adding subsection (d) to read as follows:

“(d) The Enid M. Baa Library and Archives established as a lending library and archives is continued under this chapter exclusively as the Territorial Archives of the Virgin Islands for the collection, preservation, indexing, management of and access to the publications of the Government of the Virgin Islands and historical materials, including books, correspondence, documents, papers, pamphlets, works of art, models, pictures, photographs, plats, maps, films, motion pictures, sound recordings, and other objects or materials having historical or commemorative value.”

**SECTION 3.** (a) The second and third floors of the Enid M. Baa Library and Archives Building must be used to house archives and records management, and the ground floor must be used as a gift shop for the sale of books, photographs, maps and other related materials.

(b) The Office of Libraries and Archives shall seek initial funding for the establishment of the gift shop from the Library, Archives and Museums Revolving Fund under 33 V.I.C. §3059 and may establish partnerships with other entities to carry out the purpose of this section.

(c) The Office of Libraries and Archives Office shall complete the project under subsection (b) by the end of the 2015 fiscal year.

**SECTION 4.** Whenever the Archivist finds it to be in the public interest, the Archivist may direct and effect the return to the Territorial Archives of any historic materials that were transferred to any other depository before the effective date of this Act.

**SECTION 5.** Title 33 Virgin Islands Code, chapter 111, section 3059 is amended in the following instances:

(a) Subsection (a) is amended after “Libraries” by inserting “, Archives”; and

(b) Subsection (b) is amended by adding paragraph (5) to read as follows:

“(5) to pay operating expenses of the Office of Libraries and Archives”.

### **BILL SUMMARY**

Section 1 of the bill amends title 3, section 28b of the Virgin Islands Code to authorize the operation of a gift shop at the Enid Baa Library and Archives and to apply the proceeds to the Library, Archives and Museums Revolving Fund established in 33 V.I. §3059. Section 2 amends section 28d of title 3 to reestablish the Enid Baa Library and Archives for exclusive use as the Territorial Archives of the Virgin Islands.

Section 3 mandates that the second and third floors of the Enid M. Baa Library building be used to house the archives and record management. The ground floor must be used as a gift shop. The section also sets a deadline for project completion as 2015.

Section 4 authorizes the archivist to redeposit materials into the archives which were previously transferred to other depositories. This section is intended to allow the Enid Baa Library to retrieve collections that were taken out of the Enid Baa Library and sent to The Charles Wesley Turnbull Regional Public Library, or to any other depository before the effective date of this Act.

Section 5 of the bill amends 33 V.I.C. §3059 by changing the name of the Virgin Islands Libraries and Museums Revolving Fund to the Virgin Islands Libraries, Archives and Museums Revolving Fund for consistency with other code provisions. Section 5 also authorizes the use of the fund for payment of operating expenses for the Office of Libraries and Archives.

**BR13-0012 /June 19, 2013/YLT/Reviewed by MMH**