

New Legislation Requires NYC Library Disclosure

In the wake of accusations that suspended Queens Library (QL) president and CEO Thomas W. Galante mishandled library funds, New York City Council majority leader Jimmy Van Bramer (D–Queens) proposed legislation on October 21 that would require all three of New York’s public library systems to disclose publicly how their money is spent. Before joining the council, Van Bramer served as chief external affairs officer of QL.

Galante was placed on indefinite, paid administrative leave September 11 by QL’s reorganized Board of Trustees, after the board cooperated with demands to hand over to New York City comptroller Scott Stringer the library’s financial records involving private donations. Galante had been accused of accepting excessive compensation, spending too many hours on an outside consulting gig, and making unnecessary renovations at QL to executive conference rooms and an outdoor meeting area for his personal benefit, as well as steering contracts to an acquaintance. Stringer’s office also initiated an FBI probe.

The new city council legislation consists of a package of six bills. These

would require that the operations, budget, and staffing of the libraries be monitored by the City of New York Department of Investigations on an ongoing basis; that all library projects managed by the NYC Department of Design and Construction provide a project report outlining the use of funds and naming the contractor; that all “large city contractors” (individuals or corporations that enter into a contract of \$50 million or more with the city—which would include all three library systems) disclose any conflicts of interest; that library contracts in progress post quarterly reports; that executed contracts post quarterly reports; and that the public portion of library board meetings be webcast by the NYC Department of Information Technology and Telecommunications.

The legislation would, in effect, be subjecting libraries to the same oversight process as many other New York City government departments. Brooklyn Public Library (BPL), New York Public Library (NYPL), and QL board members would be required to file financial disclosure statements with the Conflicts of Interest Board revealing any outside income or interests, holding them to the same standards as some 8,500 New York

Interview

Caitlin Doughty

Caitlin Doughty’s *Smoke Gets in Your Eyes: And Other Lessons from the Crematory*



describes her sometimes funny, more often sad, and at times shocking experiences in the death industry. Along the way, Doughty reveals some of the business’s secrets and encourages readers

to reexamine how they think about dying, death, and the disposal of bodies.

Your book is a wonderful combination of memoir, science, and manifesto. Is that what you set out to do?

I knew the stories would make it fun, the history/science lent it authority, and the manifesto was my true passion. In a way, the memoir is the vehicle that allows me to share the manifesto aspect with a wider audience that might not be interested otherwise.

Tell us what you’re working on next.

I’m starting a series of seminars about DIY death in California called Undertaking LA. It’s about educating people about what they’re legally allowed to do with dead bodies and empowering them to take death back into their own hands.

INSIDE

L.A. School “Library of the Future”4

Court Reverses Publishers vs. GSU.....4

OverDrive API Shows Ebook Growth ..5

Lax Adobe Security Raises Concerns ... 7

Dangers at School for LGBTQ Youth....8



Who Moves You?

The editors of *Library Journal* need your help in identifying the emerging leaders in the library world. Our 14th annual Movers & Shakers coverage will profile 50-plus up-and-coming individuals who are innovative, creative, and making a difference. Learn more and submit your nominations, visit <http://ow.ly/DsLdH>.

Deadline: November 7, 2014

City employees, elected officials, and candidates for public office.

Former members of the QL board had originally resisted demands from the comptroller's office requiring them to give up the private donation records. After Mayor Bill de Blasio and Queens Borough President Melinda Katz used a newly passed state law to remove the objectors from office, the current board appears to be cooperative and eager to move forward. Gabriel Taussig, chair of the QL Board of Trustees, said in a statement, "Queens Library has one goal: to serve the people of Queens with the best in information and educational programs and services. Transparency facilitates that ideal. The Board has been working diligently to implement new good governance policies and increase transparency."

This past June, the New York City Council and Mayor de Blasio increased QL's funding by \$2.8 million for FY15. The library, lifting its hiring freeze of several years, has al-

ready brought on 19 new full-time union employees for clerical positions throughout the QL system and will be filling more positions as needed in the coming months.

In a similar statement made the day of the city council meeting, NYPL said, "We certainly embrace transparency, and more broadly are enthusiastic about everything we can do with our partners in city government that will help towards our common goal of providing the best library service to the people of New York." BPL stated, "We're reviewing the legislation and will continue to work cooperatively with the City Council on our shared goal of providing the excellent library service New Yorkers deserve."

The bills were introduced in the city council meeting of October 22 and referred to the appropriate committees. If passed, they would become Local Laws amending New York's city charter.

Council member Costa Constantinides, chair of the council's Sub-

PUBLISHED WEEKLY BY
Library Journal & School Library Journal

VP, Group Publisher Ian Singer
Editorial Director Rebecca T. Miller
Editor Lisa Peet

Contributing Editors
Lauren Barack, Mahnaz Dar,
Kate DiGirolomo, Matt Enis, Bette-Lee Fox,
Meredith Schwartz, Henrietta Verma

Art Production Designer
Josephine Marc-Anthony

Creative Director Mark Tuchman

TO CONTACT HOTLINE:
Editorial

Phone: (646) 380-0700
Fax: (646) 380-0756/0757
E-mail: LJHotline@mediasourceinc.com
123 William St., Suite 802,
New York, NY 10038

Advertising
Roy Futterman or your LJ rep
Phone: (646) 380-0718
rfutterman@mediasourceinc.com

Classified
Howard Katz, Classified Manager
Phone: (646) 380-0730

Production
JoAnn Powell, Production Manager
Phone: (646) 380-0741

Subscriptions
Phone: 800-588-1030
www.libraryhotline.com/sub

Outside U.S.
760-317-2332

LIBRARY HOTLINE (ISSN 0740-736X) (RPUSA 123397467) is published weekly (every Monday except on the two Mondays nearest to the year-end holidays) by Library Journals, LLC, 123 William St., Suite 802, New York, NY 10038. Randy Asmo, Chief Executive Officer; Ian Singer, VP, Group Publisher. Library Hotline is a registered trademark of Library Journals, LLC. All rights reserved. Printed in the USA. SUBSCRIPTION: \$119.99 per year, Canada \$159.99, Other (incl Air) \$159.99, Single Copy (U.S.) \$5.95, and Single Copy (all other) \$10.00. POSTMASTER: Send change of address to Library Hotline, PO Box 460483, Escondido, CA 92046-9803 Telephone 800-588-1030 Outside US 1-760-317-2332.

Printed in the U.S.A.

People

Liza Baker was named Vice President and Executive Editorial Director of Cartwheel and Orchard Books at Scholastic, Inc. She was previously Executive Editorial Director at Little, Brown Books for Young Readers.

Jean Bauer was appointed Associate Director of the Digital Humanities Center at Princeton University, NJ. She was previously the Digital Humanities Librarian at Brown University, Providence.

Donna Capellen was promoted to Director of Big Horn County Library System, Basin, WY. She has worked for the library for 15 years and was the Interim Director following the resignation of **Nancy Venable**.

Lorraine J. Haricombe was named Vice Provost and Director of Libraries at the Uni-

versity of Texas, Austin, effective February 2015. She is currently Dean of Libraries at the University of Kansas, Lawrence.

Alice Knapp was promoted to President of the Ferguson Library, Stamford, CT. She was previously Director of User Services for the library. She assumes the position long held by **Ernest DiMattia**, who died in June.

Karen Maki retired as Deputy Director at Gail Borden Public Library District, Elgin, IL. She had been with the library for more than 32 years.

Curtis R. Rogers, Communications Director of the South Carolina State Library, Columbia, received the 2014 Founders Award at the Annual Library Communications Conference. He has worked in the field for 27 years.

Send People notices to LJHotline@mediasourceinc.com

Automate check-in and sorting and watch your circulation grow.



Return systems

3M™ AUTOMATED MATERIALS HANDLING

www.3m.com/amh



Sorter systems

Locke Jetspace: L.A. School “Library of the Future”

A spacious 3,000 square foot student area tagged “Locke Jetspace,” the former school library at the Alain LeRoy Locke College Preparatory Academy (Locke H.S.) in Los Angeles has been renovated by the L.A. design collective No Right Brain Left Behind (NRBLB) and national charter school system Green Dot Public Schools (GDPS), which took over the high school in 2008.

The former library space has been designed with the purpose of redefining the way students can learn, said Viktor Venson, founder of NRBLB, who won a \$100,000 LA2050 city-improvement grant with GDPS back in May 2013.

“We wanted to see what the future of the library would look like in 2050...how [it] could energize the rest of the school,” he shared in an August 2014 *Fast Company* article.

Jetspace has been renovated by NRBLB with a 21st-century lens—it is open, minimalist, and airy. Books are layered in hexagonal book towers, with more towers to be added in the future, according to Douglas Weston, director of development of GDPS. Instead of tables, casual, mobile seating lends itself to students gathering easily to discuss and collaborate. Also in the works? About 100 Chromebooks, said Venson, which students can borrow and use to access digital resources and GDPS hopes to fund through a Google grant it had applied for in late September.

The space was furnished by in-kind donations from Allsteel; the rest of the furniture was designed and made by NRBLB at cost. A collection of architects and design firms donated their hours, including Chicago-based the Third Teacher+ and L.A.-based Woodsmith and Kellie Patry. Together, they were able to “build a space for very little,” said Weston.

However, in early October, Venson said the modern new space is being used at “less than 20 percent capacity.”

Not enough funding is a familiar tune with school librarians. Locke H.S. lies in Los Angeles’s Watts neighborhood and comprises four academies serving nearly 2,000 students from grades nine to 12. Jetspace will serve the entire campus, where nearly 80 percent of students fall below the poverty line, said Weston.

When GDPS took over Locke, the library was filled with books but most were out-of-date, said Weston. The area was often closed to students, only opened for professional development and community meetings.

Today, the doors aren’t closed, but the space lacks a certified school librarian—or what Weston referred to as “a curator, someone with a background in technology who will help coordinate projects and other programs” and check out books, which the students can’t do right now.

The GDPS director noted that an interim curator is starting around the beginning of November, and while there is funding for the first year, the charter school is raising funds to hire a curator for an additional 12 months.



committee on Libraries and cosponsor of five of the six bills, said in a statement, “Transparency is needed when taxpayer money is allocated. We deserve to know how our libraries are spending their capital funding. That’s why I’m proud to co-sponsor [the bills] and I commend my colleague...Jimmy Van Bramer for his leadership on this important issue.”

Court Reverses Publishers vs. GSU E-Reserve Ruling

On October 17, the U.S. Court of Appeals for the 11th Circuit in Atlanta unanimously reversed the District Court’s ruling on the *Publishers v. Georgia State University* (GSU) fair use case. In the suit, which was filed in April 2008, three academic publishers—Cambridge University Press, Oxford University Press, and SAGE Publications—argued that GSU’s use of their material for electronic course reserves exceeded fair use limitations and infringed on their copyrights.

After the suit was filed, GSU changed its e-reserve policy and adopted a fair use checklist to help faculty make decisions as to how much copyrighted material they could use as part of their e-reserves. The checklist measured fair use by four factors:

- the purpose and character of use
- the nature of the copyrighted work
- the amount and substantiality of the portion taken
- the effect of the use upon the potential market.

The case was decided in May 2012, when Judge Orinda Evans of the U.S. District Court for the Northern District of Georgia, in a 350-page opinion, ruled largely in favor of the libraries. Judge Evans held only five out of the 75 alleged copyright infringement cases submitted to be infringement, with the rest falling un-

der fair use. The publishers appealed in November 2013.

The new ruling reversed the previous ruling, vacated the orders awarding costs and attorneys' fees to GSU, and remanded the case back to the district court. The opinion, written by judges Gerald Bard Tjoflat and Stanley Marcus with a concurrence by C. Roger Vinson, criticized Judge Evans's analysis—which used the four factors mentioned above—for having given each factor equal weight (although it found Judge Evans to be correct in examining the case on an item-by-item basis). In particular, it struck down the judge's application of a set formula to the third factor, in which she declared fair use to be limited to ten percent, or one chapter, of a given work. She has also been instructed to weigh the fourth factor, market harm, more heavily.

The Association of American Publishers (AAP), in reaction to the

court's finding, stated, "AAP believes that [the] decision will help to protect the intellectual property rights of authors and publishers who are providing students with high-quality educational materials."

However, Duke University scholarly communications officer Kevin Smith told *Hotline* that while he felt it was not the affirmation that GSU would have liked, neither is it the final word reversing the decision that the publishers would have wanted.

"For those of us struggling to make responsible fair use decisions on a day-to-day basis," Smith said in a blog post on October 19, "this Appeals Court ruling doesn't actually change much. The message for us is that it could have been much worse, the case is far from over, and we must just keep on making the same kind of reasoned and reasonable fair use decisions we have been making for years."

OverDrive API Use Shows Ebook Checkout Growth

Digital vendor OverDrive is currently processing 350 million application programming interface (API) server calls per month and has supported 1.3 million checkouts via APIs to date in 2014, according to internal data provided to *Hotline*. API use has also risen steadily each quarter, with almost 233,000 checkouts during the first three months of the year, more than 529,000 in Q2, an estimated 692,000 in Q3, and a projection of at least one million during the final three months of the year.

The volume of activity can be attributed partly to the integration and use of OverDrive's APIs by third-party vendors. The company made available its metadata, search, and availability APIs two years ago; its content and patron authentication APIs, which

CAPIRAMOBILE® APPLICATIONS

For Libraries



Professional, custom built native mobile applications for your patrons:

- Catalog & digital services integration
- Digital library cards & Patron record notifications
- ISBN Scanning, self checkout & item renewal
- Social media & event calendar integration
- Google Mobile analytics & multilingual support
- Custom functionality ...and more

THE DIGITAL EXTENSION OF YOUR LIBRARY

www.capiratech.com/libraries

Capira
Technologies, LLC

P.O. Box 173, Medford, NY 11763
631.317.1338 // sales@capiratech.com

@capiratech

enable vendors to streamline the checkout experience within an app or OPAC, were released during the fall of 2013. The market is still taking shape, but this usage data (provided by Over-

Drive in an infographic format) is beginning to yield insights into how patrons are accessing ebooks and other content when there are various options for discovery and download.

Leading library app provider Boopsie—which had been working with OverDrive on integration efforts prior to the release of any of the APIs—currently leads all third-party vendors in OverDrive API traffic. Boopsie is followed by three integrated library system vendors—SirsiDynix, Polaris Library Systems, and Innovative Interfaces Inc. Open source library resource portal VuFind is fifth, thanks in part to the integration work performed by Colorado’s Marmot Library Network.

One outcome of API integration is that 16 percent of OverDrive ebooks are now borrowed directly from library OPACs. An additional three percent of API traffic comes from other third-party vendors, such as app providers. Together, this accounts for 19 percent of OverDrive’s total traffic. The top five city or county library systems leading API traffic are Minnesota’s Hennepin County Library, New Jersey’s Monmouth County Library, the Los Angeles Public Library, the Greater Phoenix Digital Library, and the Seattle Public Library. For state and regional consortia, the Ohio Digital Library led API traffic, followed by My Media Mall in Illinois, the Ontario Library Service Consortium, the Wisconsin Public Library Consortium, and the Washington Digital Library Consortium.

API traffic will likely continue to build as additional vendors complete integration efforts and users find that they have new options for discovering and downloading OverDrive content. For now, OverDrive’s own app remains the preferred avenue for access by a considerable margin, with 56 percent of OverDrive’s library traffic originating there. Meanwhile, 25 percent of the company’s traffic originates from an OverDrive-powered library website.

Discussing the data with *Hotline*, OverDrive director of market-

Branching Out



Nashville on October 21 celebrated a new multiuse complex consisting of the new **Southeast Branch** (pictured) of the Nashville Public Library (NPL) and a park and community center, accompanied by the Ford Ice Center. The 25,000 square foot library at Commons at the Crossings will house three program rooms, two study rooms, a Studio NPL digital learning space, and an atrium. It features public access computers, a larger collection than that available in its 12,000 square foot 1989 predecessor, and a drive-up book drop. Lose & Associates was the project architect; library design consultation services were provided by HBM Architects. The NPL Foundation’s Adopt-a-Library program also achieved its first corporate sponsor. The Ingram Content Group, located in nearby La Vergne, TN, has committed \$50,000 to the Southeast Branch for yearlong support of children’s and teen services.

The **Tutt Library at Colorado College**, Colorado Springs, has a friend, indeed. An anonymous commitment of \$5 million will bolster a planned renovation of the 1962 building that will increase the number of student seats twofold; add a café, seminar rooms, and group collaboration space; and incorporate a new Center

for Immersive Learning and Engaged Teaching, among other upgrades. The entire project is expected to cost \$45 million.

The **Manhattan Public Library**, KS, is in the midst of a \$2.125 million construction project that will add 4,300 square feet, doubling the area of the children’s library and creating a new story time room, a parent and teacher resource center, and an outdoor garden, according to the *Collegian*. The work will also encompass more public computer stations and the relocation of the media section to the children’s space. Funded through the library’s capital campaign, the effort, managed by Kelly Construction Group Inc., is looking for a mid-December completion.

The long-awaited remodeled **Downers Grove Public Library**, IL (see *Hotline*, 7/7/14), opened on October 18. The \$2.6 million project includes new lighting, carpeting, furniture, a music studio, and an inviting open concept design. It also offers space dedicated to STEM (science, technology, engineering, mathematics) training, according to the *Chicago Tribune*, which would include robotics as well as basic computer skills.

Send information on groundbreakings and ongoing and completed building projects to blfox@mediasourceinc.com

ing David Burleigh said that one of the messages that the company had gotten from customers and from the Readers First initiative was that while OPAC integration would help libraries resolve a few specific problems, the ultimate goal was to expose more potential readers to content, and different users prefer to search for and access content in different ways.

“A lot of requests and interest in having the experience go through the library [OPAC or app] was absolutely valid, and all of the vendors, including us and others, made this happen,” Burleigh said. He pointed to OverDrive’s recently announced partnerships with the *Huffington Post*, *Buzzfeed*, and *Bing.com* to embed samples of ebooks in online reviews and news and encourage readers to check their local library for the title.

Lax Adobe Security Raises Student Privacy Concerns

Privacy around what students read, along with other personal data, may be at risk owing to software giant Adobe’s transmission of data without encryption.

“Adobe is collecting patron data and collecting it in a fairly open way,” said Sara Kelly Johns, president of the New York Library Association. “But it has to protect the rights of students’ privacy. Bottom line, it’s a little bit too easy for the data to be shared.”

Student rights are protected under the Family Educational Rights and Privacy Act (FERPA), which protects the confidentiality of student records. Written in 1974 long before the Internet became today’s digital superhighway, FERPA still maintains an expectation of and a right to privacy for K–12 students.

Like many ebook platforms, Adobe Digital Editions—used by public libraries as well as schools—tracks what users are reading, their personal information, and even where they last finished reading in a book. This way, users can stop reading on one device and pick up where they left off on another device. In Adobe’s case, however, IP addresses, user IDs, and other details were unencrypted during transmission to Adobe’s servers. That’s a particular problem concerning student readers and, potentially, for Adobe.

School and public libraries understand reader privacy, and information about library usage by students is protected, noted Johns, an instructor in the School Library and Information Technologies program at Mansfield University, PA. But Adobe had allegedly been collecting readers’ details in plain text without encrypting the

PREFAB

THE LIBRARY WEBSITE SERVICE

Prefab is a ready-to-launch website for libraries.

We’ve designed an amazing library website so you don’t have to.

Our template works on mobile devices too, and includes everything you need to create a fantastic site.



HELLO@WEAREINFLUX.COM
WEAREINFLUX.COM/PREFAB



data, making it very easy for the information to be captured and read by other parties.

“With [Adobe] sending the information in plain text to their own storage, the potential of it being hacked is much higher than [for] library circulation records,” said Johns. “They claim it’s in their licensing agreement to collect data, that some functionality for the reader would be lost if they didn’t collect that data. But the objection is the way they collect it.”

“People expect and deserve that their reading activities remain private, and libraries closely guard the confidentiality of library users’ records,” said American Library Association (ALA) president Courtney Young in a statement. “The unencrypted online transmission of library reader data is not only egregious, it sidesteps state laws around the country that protect the privacy of library reading records. Further, this affects more

than library users; it is a gross privacy violation for ALL users of Adobe Digital Editions 4,” said Young, a 2011 *Library Journal* Mover & Shaker.

With the integration of private companies and our public education system, Capitol Hill has been paying attention. Just this year, senators Edward J. Markey (D-MA) and Orrin Hatch (R-UT) introduced a bill, the Protecting Students Privacy Act of 2014, adding safeguards to educational records held by private companies. Several outfits, from Microsoft to Follett, have decided to self-police, signing the Pledge To Safeguard Student Privacy, introduced in October by the Future of Privacy Forum and the Software & Information Industry Association and scheduled to take effect on January 1, 2015.

For its part, Adobe stated that it needs to change its procedure around data collection. The company issued a security update on October 23 that now

causes Adobe Digital Editions to transmit log files in an encrypted format.

GLSEN: School Environments Hostile for LGBTQ Youth

For LGBTQ youth, school is a potentially dangerous environment, according to a report released by the Gay, Lesbian, & Straight Education Network (GLSEN) on October 22. “The 2013 National School Climate Survey” confirmed that the hostile educational climates that LGBTQ youth regularly face have adverse academic and social effects.

According to the report, 74 percent of teens were harassed owing to their sexual orientation and another 55 percent were bullied due to gender expression. GLSEN found that this directly affected school performance, as 30 percent reported missing at least one day of school because they felt unsafe or uncomfortable because of bullying. Grade point averages for LGBTQ students who experience bullying and harassment is between nine and 15 points lower compared with those of other students.

The situation has improved somewhat in recent years, according to the survey, with 60 percent of LGBTQ students reporting that they hear homophobic remarks, down from more than 80 percent in 2001. The study also found that those teens in schools with LGBTQ-inclusive curricula and students at schools with supportive staff members were less likely to feel unsafe.

However, there is clearly still work to be done: only 19 percent of students surveyed attend schools with these curricula. Administrations themselves often enforce discriminatory policies. Twenty-eight percent of students reported that they were disciplined for public displays of affection for which non-LGBTQ students received no punishment.

News in Brief

PSEG Power Connecticut announced that it will donate and install solar panels in the Burroughs-Saden and North branches of the **Bridgeport Public Library**. Work is estimated to be completed by the end of 2015.

The **University of New Mexico Libraries**, Albuquerque, received a \$220,000 award from the National Endowment for the Humanities. The money will fund a continued project to digitize state newspapers for the National Digital Newspaper Program.

Ashford University, Clinton, IA, renamed its library in honor of retired library director **Flora S. Lowe**, who served the university for 34 years. A formal renaming ceremony is being planned for spring 2015.

The **Austrian National Library**, Wien, has made its digitized historic book collection freely available to the public via **Europeana.eu**.

Roughly 600,000 volumes will be accessible through the site.

Sheridan College Library, WY, was rededicated as the **Mary Brown Kooi Library**. Kooi’s contribution of 1,000 titles in 1950 helped to establish the library.

The **Western New York Library Resources Council** presented three of its annual Excellence Awards: **Elaine Panty**, Trustee at Buffalo & Erie County Public Library, received the Outstanding Library Advocate Award; **Christine Stockslader**, Librarian at Lancaster Middle School, received the Excellence in Library Service Award; and the **University of Buffalo** received the Outstanding Library or Library Program Award.

The **Kelvin Smith Library at Case Western Reserve University**, Cleveland, has joined the **HathiTrust**, a collaborative digital repository. HathiTrust now boasts more than 90 partners.

Send News Briefs to LJHotline@mediasourceinc.com