

**Proceedings of the 94th Annual Meeting  
of the American Association of Law Libraries  
Held in Minneapolis, Minnesota  
July 14–19, 2001**

Monday, July 16, 2001

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**Monday Afternoon—Session One  
July 16, 2001**

[The first session of the General Business Meeting of the American Association of Law Libraries was called to order at 2:30 P.M., at the Minneapolis Convention Center, with Robert L. Oakley, President, presiding.]

**Call to Order**

¶1 **President Robert L. Oakley** (Georgetown University Law Center, Edward Bennett Williams Library, Washington, D.C.): Welcome to the General Business Meeting of the American Association of Law Libraries.

¶2 As of July 15, 2001, we had 2025 attendees at the 2001 Annual Meeting. Our Bylaws, Article V, Section 3, stipulate that a quorum for a business meeting of the Association shall consist of fifty members registered at the meeting. The Chair observes that there is a quorum.

### **Introductions**

¶13 The Chair would like to introduce those present at the head table: our parliamentarian Jeanette Williams; Vice President/President-Elect Barbara Bintliff; Treasurer Janis Johnston; Secretary Karl Gruben; Executive Director Roger Parent.

¶14 The Chair would also like to introduce the other members of the current Executive Board: Margie Axtmann, Elmo Dattalo, Ruth Fraley, Maryruth Storer, and Cossette Sun. Two other members of the Executive Board are Sally Holterhoff and Frank Liu. They could not be with us for personal reasons.

### **Adoption of the Standing Rules**

¶15 The Rules of Conduct for the AALL General Business Meeting appears on page six of your Annual Meeting Final program.

¶16 In the interest of managing today's agenda, no member may speak for more than three minutes, and the Chair will limit discussion to no more than ten minutes on any one agenda item. The Chair will announce when the time is completed. If members wish to extend discussion beyond the allowed time, a motion to extend discussion must be passed by a two-thirds majority. All resolutions will be discussed and voted on at the second session.

¶17 If the Chair hears no objections, these rules will be adopted for this meeting. Hearing no objection, these rules are adopted for the 2001 Business Meeting, session one on Monday and session two on Wednesday.

### **Adoption of the Agenda for Both Sessions**

¶18 For information in planning the agenda, are there any resolutions that will be introduced during the meeting? If anyone has a resolution to introduce, please provide the secretary with three copies of it now. These resolutions will be added at the end of this session of the General Business Meeting. If you want to introduce a resolution for the second session of the business meeting, please provide the secretary with three copies in advance of that meeting. Copies of today's agenda are available on the table outside the meeting room. The session today will be recessed no later than 4:00 P.M.

¶19 Are there any changes or additions for the agenda? Hearing none, I declare the agenda adopted.

### **Approval of the Minutes from the 2000 Business Meeting**

¶10 The minutes of the 2000 Business Meeting were published in the Fall 2000 issue of *Law Library Journal*, Volume 92, Number 4. Are there any corrections? If

there are no corrections, the Chair will declare those minutes approved. Hearing no corrections, the Chair declares the minutes of the 2000 Business Meeting approved as published.

¶11 The Chair is pleased to call our secretary, Karl Gruben, to the podium for a report on the 2001 election results.

### **Report on Elections**

¶12 **Mr. Karl T. Gruben** (Vinson and Elkins, LLP, Houston, Texas): Thank you, Mr. President. Ballots for the election of 2001–02 were mailed to all voting members. They were due back to headquarters by April 6, 2001. This is consistent with the AALL Bylaws which stipulate that ballots must be returned before May 1.

¶13 The successful candidates were Carol Avery Nicholson, President-Elect; Anne Matthewman, Treasurer; and James Duggan and Alvin Podboy, members of the Executive Board. Continuing on the Board will be Barbara Bintliff, President; Bob Oakley, Past President; Karl Gruben, Secretary; and Elmo Dattalo, Sally Holterhoff, Maryruth Storer, and Cossette Sun, members of the Executive Board. A total of 1865 ballots were returned on time, of which one was invalidated. An itemized list has been submitted with this report and is available upon request from the Executive Director.

¶14 **President Oakley:** The Chair declares the following persons duly elected by the membership and asks them to stand and be recognized: Carol Avery Nicholson, President-Elect; Anne Matthewman, Treasurer; James Duggan, member of the Executive Board; and Alvin Podboy, member of the Executive Board. (Applause)

¶15 If there are no objections, the Chair will authorize the secretary to destroy the ballots of the 2001 election.

### **Memorials**

¶16 We have been informed of the deaths of several members and friends of the Association during the past year. The names are on page ninety-nine of the Annual Meeting program booklet. They are Harry Bitner, Bill Breyfogle, Maria Cap, Dorothy Chamberlain, Lou Ella Ingram, Libby Jessup, Veronica Maclay, Rhonda Oziel, Curtis Robbins, and Bardie Wolfe. Are there any other members whom we should remember at this time?

¶17 **Unidentified Speaker:** Yes, Barbara A. Stapp.

¶18 **President Oakley:** Barbara Stapp. Thank you. Are there any others? Please stand and join me in a moment of silence in memory of those individuals who died during the past year. They will be remembered for their contributions to AALL and the law library profession. They were our mentors, our colleagues, and our friends. (A moment of silence was observed by the members.) Thank you.

## Report of the President

¶19 We've now reached number nine on today's agenda, the report of the president. It has been my honor and privilege to serve this Association as president for the past year. Last year when I addressed the Business Meeting, I set out a fairly ambitious agenda for myself and the Association. I'm pleased to say that we have done all that and more. I promised then to report back to you this year, and I'm pleased to do that now, to summarize at least some of what had been accomplished.

¶20 Fortunately, when I established my agenda a year ago, I had an excellent road map with which to work. At its meeting in July 2000, the Executive Board had adopted a new strategic plan for the Association: *Leadership for the 21st Century—New Realities, Changing Roles*. The plan was published in the December issue of the *AALL Spectrum*, and it was my guide as I selected initiatives to work on this year.

¶21 Of the four major goals in the plan, I focused most of my attention on publisher-related initiatives, and I will say more about those later. I also selected several other high-priority items to move forward this year, and I chose to spend significant time and energy dealing with some of the financial issues facing the Association. I will summarize the latter only briefly because I'm sure that Janis will speak about them in more detail in her treasurer's report on Wednesday. First, though, I want to highlight some of the specific initiatives we undertook this year.

¶22 As I have listened to our members over the past several years, I found many of them were thinking about the future—wondering about the future of their libraries, their jobs, their profession. With that in mind, I knew that I wanted to build an Annual Meeting theme and program that would help our members deal with those issues. Program Committee Chair Kathie Sullivan and I hope that this Annual Meeting in 2001, "New Realities, New Roles," will provide you with ideas, insight, and inspiration to address those concerns.

¶23 To address some of the same issues in another way, and following from the first initiative in the strategic plan, I was pleased to appoint a Special Committee on the Future of the Law Library in the Digital Age. This new committee has been asked to think about the evolving nature of law libraries and to develop new models and standards for the future. They began their work this past spring and have already developed a series of think pieces on issues and trends. They are meeting and discussing those issues with you at this meeting.

¶24 The plan also calls for the Association to develop a mechanism to report to members on important trends in our parent organizations, both to make sure that we all see the big picture and to help position law librarians to take on larger roles within those organizations. This year we used the member briefings in *AALL Spectrum* to report on trends in courts, in the practice of law, and in legal education. The fourth member briefing is on trends in legal publishing and has short pieces contributed by three major legal publishers.

¶125 Last winter there was an exchange on law-lib about the amount of salaries for librarians. This issue too fit into our strategic plan, and Vice President Barbara Bintliff suggested we seize the moment. Under her leadership, we appointed a new Special Committee on Law Library Compensation to be chaired by Past President Bob Berring. I'm sure we all look forward to the results of its work.

¶126 Similarly, our members have been asking for a new price index for legal publications. Acting on the recommendations from a previous special committee, we completed the appointment of a new editor and committee to produce the new price index. That committee too has already begun its work, and the first issue of the new index should be available in about a year.

¶127 Educational programming, of course, is at the heart of what the Association does for its members. This year the Professional Development Committee completed its work on the *Competencies of Law Librarians*, and the document was approved by the Executive Board at its spring meeting. You received a copy in your bags at this meeting. It will now begin to be used as the basis for the development of new educational programs, articles for *AALL Spectrum*, and other aspects of our educational program.

¶128 In addition, as most of you know, we expanded our educational offerings several years ago to develop programs outside the Annual Meeting that would reach members regionally throughout the year. After several years of development, it was time for a review. The Board commissioned a study by an outside expert. That study has been completed and was discussed by the Board at its meeting last Friday. I'm pleased to say that the report found that our program was, indeed, strong, but it did make a number of recommendations for improvement. Both the Board and the Professional Development Committee will be studying the report to determine how to implement the recommendations.

¶129 I would like to turn now to some of the publisher-related initiatives we undertook this year. As I took office, I was concerned about some of the exchanges I had seen about librarians and publishers, especially on law-lib. I knew I wanted to do what I could to improve the tone, even as I made a special effort to communicate the concern of law librarians to the leadership of the publishing community. There were several initiatives this year that sought to meet those dual goals.

¶130 First, as president, I visited the CEOs of several major legal publishers; specifically, I met with the CEOs of West Group, LexisNexis, BNA, and CCH. The topics of those discussions were wide ranging and always cordial and professional. We discussed such matters as pricing, the frequency of supplementation, product add-ons, and licensing practices for electronic publications. In every case I was well received and the concerns I described were taken seriously. It is too soon to know what the result is, but at least the concerns of librarians have been communicated at the highest levels.

¶131 Second, we held another librarian-publisher colloquium in May of this year. This colloquium, the fifth in an occasional series, focused on the topic of the changing nature of legal research. The meeting concluded with a list of the next

steps for each of the groups present—librarians, publishers, and AALL—to undertake. The AALL initiatives have been referred to various groups—committees, SISs, or whatever seemed most appropriate—and I can tell you that I have learned here that some publishers have already undertaken new initiatives based on what they learned at the colloquium.

¶132 Third, AALL commissioned a study of law book pricing to be done by economist Mark McCabe of Georgia Tech University, examining a ten-year pattern of law book prices across a range of publishers and type of publication. McCabe's study will provide hard data on the patterns of law book pricing. Mark McCabe is due to present the results of his study in a program session following this Business Meeting.

¶133 Fourth, in response to the repeal of the Federal Trade Commission guidelines for the law book industry, AALL appointed a Special Committee on Fair Business Practices. This new committee is just beginning its work; working with publishers, it will review standards in the industry and develop a model code.

¶134 Shifting now to finances, when I addressed the Business Meeting last summer, I made a commitment to devote significant attention to Association finances during the course of the year. The Association is in good financial health, but in recent years it has become somewhat dependent on the stock market. As the stock market has struggled, it has meant that the resources available for Association programming have been more limited. Under the leadership of Treasurer Janis Johnston, we undertook several initiatives, calling two extra meetings of the Board's Finance and Budget Committee just to focus on these and related issues.

¶135 First, we created a long-range financial plan to be parallel to the Association's strategic plan. Second, we engaged in a detailed review of the performance of the Association's investment portfolio and its manager. Although we had no complaints about his performance, we felt that such a review was important. Third, we developed a list of donor opportunities for the Annual Meeting, including the type of recognition that will be provided for each level of giving. By Board policy now, recognition for such support will not be provided on the Annual Meeting name badges. Fourth, the Board engaged a consultant to help us develop a plan for expanding our fund-raising, including the possibility of a planned giving program. The Board received the report of the consultant at its meeting on Friday and will be working to determine how to implement its recommendations. As I mentioned earlier, I will let Janis address the specifics of these initiatives in her report on Wednesday.

¶136 On a different subject, I'm quite proud that this is the year in which we have made significant advances in our diversity programming. This, too, follows a commitment made in the Association's strategic plan. Several years ago, the George Strait Minority Scholarship was established in recognition of a distinguished African-American law librarian. Unfortunately, funding for the scholarship has not been assured from year to year. This year, with the strong commitment

and support of West Group and the AALL Executive Board, we have undertaken the first major step toward establishing a permanent fund to support that program. Together, we have pledged to create an endowment of \$250,000 to fund the scholarship in perpetuity. This year, West made a pledge of the first \$150,000 to get us more than halfway toward that goal. We are grateful to West for their support of this endeavor. (Applause) Working with the Diversity Committee, the Board also approved the creation of a new Minority Leadership Development Award that will provide new opportunities for mentoring and leadership development for minority law librarians.

¶137 Finally, I want you to know that the Board does listen very carefully to the suggestions and comments you make, for instance, those that will be made in the open forum that will occur on Wednesday. Last year, for example, there was an extended discussion about the issue of vendor recognition on name badges. As I indicated a minute ago, this issue prompted a further extended discussion by the Board. This led to the development of a list of appropriate donor recognition opportunities and the establishment of a policy that we would not permit vendor recognition on the name badges or on anything provided by the Association that a member had to wear. (Applause)

¶138 There was also a suggestion last year for doing the handout books in a different way. We researched the alternatives and provided you with a separate book for each day this year. We hope you find these books helpful. (Applause) Finally, in response to the suggestion that was made a year ago, we have provided recycling binds throughout the conference hall for your use. (Applause)

¶139 As you can see, it has been a busy year. I am proud of what we've done and the progress that we've made. I really do thank you for giving me the opportunity to serve as your president this year. It has been an honor and a privilege that I will never forget. Thank you. (Applause)

### Introduction of Special Guests

¶140 The Chair would now like to recognize several special guests who are here at our Annual Meeting in Minneapolis representing sister law and library organizations. I'd like to call upon John Eaton, president of the Canadian Association of Law Libraries, for a few brief remarks.

¶141 **Mr. John Eaton** (University of Manitoba Faculty of Law, E.K. Williams Law Library, Winnipeg, Manitoba): Thank you, Bob. It's definitely an honor to be invited to attend here and to bring greetings on behalf of the executive committee and membership of the Canadian Association of Law Libraries.

¶142 It seems to me that the measure of a successful conference is the relevance of its program, the vitality of its social events, and the attractiveness of its locale. In assessing this particular conference in the context of those three criteria, it's hard to imagine it being anything other than a resounding success, and as a result, I'm thrilled to be here. I would also like to reciprocate your hospitality by making

an invitation to your members to come and see us next year. In May 2002, it will be Canada's turn to host the Biennial Joint Study Institute. It will be held in Victoria, British Columbia, on Canada's west coast, a city that is almost universally regarded as the most beautiful in Canada. The Joint Study Institute will be followed immediately by our annual conference; invite any of you who are interested to attend. We would love to see you. So once again, warmest greetings and congratulations on the occasion of your 94th Annual Conference from your Canadian colleagues and neighbors. (Applause)

¶43 **President Oakley:** Thank you, John. I would now like to call upon John Furlong, who is the immediate past chair of the British and Irish Association of Law Libraries to bring his greetings.

¶44 **Mr. John Furlong** (Matheson Ormsby Prentice Solicitors, Dublin, Ireland): Thank you, Bob. Greetings from your friends across the water in the British and Irish Association of Law Libraries. I would reiterate what John Eaton has just said. We all appreciate the opportunity to accept your very kind invitation to attend this conference. I would also add that our relationship with this Association goes beyond attendance at conferences. We do look to your work as an inspiration to us in Britain and Ireland and what we can do with our limited resources, only eight hundred members. I was particularly pleased to welcome Barbara and Bob as attendees at our recent conference in Cork City, Ireland, particularly to welcome Bob Oakley and the work of your Washington Office and experience of lobbying government organizations. It's an area in which we hope to apply ourselves in respect to all the five jurisdictions that we represent and in respect to the European Union in the coming years. I thank Bob again for his contributions to the Cork Conference.

¶45 The theme of the Cork Conference was "Keeping the Customers Satisfied: The Delivery of Legal Information." Some of you may be aware that the start of that title is taken from an old Simon and Garfunkel song. Next year our conference will take place in June in the city of Liverpool, and it too has musical connections. (Laughter) We're hoping to have an information technology-related theme, so I suggested to Valerie Stevenson that we might consider calling the conference "We Can Work It Out," or on a more pessimistic note, "Let It Be." (Laughter and applause) She has, in fact, decided on the title "We've Got to Have It." You'd be welcome to join us next year in the city of Liverpool for our conference.

¶46 Thank you again for the invitation to be here. I look forward to the next few days and extend best wishes for the rest of this excellent conference. Thank you very much. (Applause)

¶47 **President Oakley:** Thank you. I now call upon Mary Greenfield, the national convener of the Australian Law Librarians' Group.

¶48 **Ms. Mary Greenfield** (Butterworths Pty Ltd, New South Wales, Australia): Thank you, Bob. These people are a hard act to follow, and I'm sorely tempted just to say "ditto." I, too, would like to bring greetings from the Australian

Law Librarians' Group. It is a privilege to be here. I am really aware of your great hospitality, and I would like to thank you very much for having all of us, actually.

¶149 The next Australian Special, Health, and Law Libraries Conference is August 26–29 of this year, in Melbourne. If anybody can get their plane tickets and registration organized, we'd like to invite you to come. But if you want a bit more time to think about it, next year, in Brisbane in September, will be the Law Librarian Symposium which is held every second year as an alternative to the Special, Health, and Law Libraries Conference. It is run by the local group or local division of whatever city it's in. It was in Sydney last year, and as I said, next year it will be in Brisbane. So I would very much like to see some of you there. I know it's a long way to go, but it's worth the trip. Thank you very much. (Applause)

¶150 **President Oakley:** Thank you.

### **New Business, Announcements, and Recess**

¶151 The secretary informs me that we have not received any resolutions. Are there any other items of new business?

¶152 I'm pleased to be able to inform you that the number of attendees at this Annual Meeting includes 1818 paid registrants, 144 VIP guests and guest speakers, 103 exhibiting companies, and 179 exhibit booths sold. (Applause)

¶153 Are there any other announcements? If not, the Chair will now recess this General Business meeting of the American Association of Law Libraries until 2:00 P.M. on Wednesday, July 18, 2001.

[The General Business Meeting, session one, was concluded at 3:02 P.M.]

### **Wednesday Afternoon—Session Two July 18, 2001**

[The second session of the General Business Meeting of the American Association of Law Libraries was called to order at 2:00 P.M., at the Minneapolis Convention Center, with Robert L. Oakley, President, presiding.]

### **Call to Order and Introductions**

¶154 **President Robert L. Oakley:** The Chair is now pleased to call to order the second session of the 2001 Business Meeting of the American Association of Law Libraries. The Chair notes that the Bylaws' requirement of fifty members to constitute a quorum is met.

¶155 We adopted the agenda at the first session of the Business Meeting on Monday. Any additional items will be taken up under new business.

¶156 I would like to introduce those sitting at the head table. They are our parliamentarian Jeanette Williams; President-Elect Barbara Bintliff; Treasurer Janis Johnston; and Executive Director Roger Parent.

### **President's Certificates of Appreciation**

¶157 Each year the President has an opportunity to present a few special certificates of merit to people or chapters who have contributed to the Association or to the profession in unusual or extraordinary ways. I am pleased to make those presentations now.

¶158 The Northern California Association of Law Libraries has been a leader in the development of advocacy programs on behalf of law libraries and law librarians in California. This past spring it continued its pioneering efforts, putting on the first chapter-level workshop on lobbying, which was a great success. With that in mind, I am pleased to present this presidential certificate to NOCALL. Accepting on behalf of NOCALL are Sue Welsh, president, and Sam Trosow, the workshop coordinator. Please come forward. (Applause)

¶159 As many of you know, the proposed state law on licensing has been of considerable concern to librarians and other consumer groups. The first two states to deal with the proposal—and the only two states to pass it—were Maryland and Virginia. The work that was done in those states, though, laid the groundwork for the concerns that have slowed it down in other states. One of the key people in the Virginia effort was Sarah Wiant, and I am pleased to present her with this award for her extraordinary efforts and her leadership in opposing the Uniform Computer Information Transactions Act, known as UCITA, in the critical state of Virginia. Sally. (Applause)

¶160 A few years ago, AALL was involved in some litigation in Texas, supporting freedom of speech by opposing the effort of the unauthorized practice of law committee to suppress certain publications. Central to the organizing efforts for that case was Keith Stiverson, who was not only AALL's representative there, but who was also able to involve the entire Texas library community. She stepped forward again and took another leadership role when UCITA came to Texas. I am pleased to present this award to Keith Ann Stiverson for her extraordinary leadership on public policy issues at the state and national levels, including her work on the Nolo Press case and her work opposing the Uniform Computer Information Transactions Act in Texas. (Applause)

¶161 The next two awards will be presented together. This past year AALL contracted with an economist to do a study on the pricing of law books over the past ten years. Knowing that he would have a few questions, I appointed a small advisory committee to work with the economist and field his questions, which turned out to be many questions. When we appointed the committee, none of us had any idea how much work would be involved. All of the members of that committee had more to do than they expected. But for two people on the committee, the workload was extraordinary. And so, for doing work far above and beyond the call, I am pleased to present these presidential certificates to the chair of the committee, Nancy Johnson, and to member Craig Lelansky for their extraordinary efforts supporting the 2001 AALL Economic Study on Law Book Pricing. (Applause)

¶162 Tom Reynolds has made many contributions to law librarianship over his long career. What stands out for many of us, though, is his sustained effort to produce a unique resource on which we all rely: the *Index to Foreign Legal Periodicals*. For this significant contribution and achievement, I am pleased to present this presidential certificate to him for his dedicated service as editor of the *Index to Foreign Legal Periodicals* since 1985. Tom asks me to also thank Kevin Durkin who has worked a great deal on the index. (Applause)

¶163 There is one additional award that's a bit of a surprise. This one is for a person who rarely steps forward into the limelight. I think everyone here knows that I think the headquarters staff is fabulous. This person, who often goes unrecognized, really becomes very quickly like the personal assistant to the president, from the time of committee appointments to the time of handing out awards. For her work in supporting the president and furthering the work of the Association, I am pleased to present a presidential certificate to Kim Rundle. (Applause)

¶164 **Ms. Ruth Johnson Hill** (Loyola of Los Angeles School of Law Library): Mr. President, a point of personal privilege?

¶165 **President Oakley:** Yes. Ruth Hill.

¶166 **Ms. Hill:** I would like to present a certificate of appreciation to someone who helped all of the SISs, but especially me, for the academic SIS, and that's Pam. So I'd like to present this certificate for recognition of your contribution to our success in preparing the AALL 94th Annual Meeting and giving us your time, energy, and patience as we kept changing our numbers.

¶167 **President Oakley:** Pam Reisinger. Thank you, Pam.

¶168 The Chair is pleased to report that the audit report prepared by the independent audit firm of Wolfe & Company of Chicago, Illinois, for the 1999–2000 fiscal year was reviewed with the treasurer and the Executive Board's Finance and Budget Committee at its February 2001 meeting in Chicago, Illinois, and approved by consent by the AALL Executive Board at its March 2001 meeting. The Chair now calls upon Treasurer Janis Johnston to present her report.

### Report of the Treasurer

¶169 **Ms. Janis Johnston** (University of Illinois at Urbana-Champaign, Albert E. Jenner Memorial Library, Champaign, Illinois): Good afternoon. This is my third and final report to you as your treasurer. I would like at this time to acknowledge your support during my term and to also express my thanks for the confidence you have shown me in this vital role in the Association.

¶170 A handout is available outside. This is a reprint of my published report in the May 2001 issue of *AALL Spectrum* in which I highlighted the financial results of the fiscal year ending on September 30, 2000. I will not delve into the details of the report, but if you have any questions, please ask Steve Ligda, our director of finance, or I will be glad to answer them.

¶71 The overall revenues of the 2000 fiscal year were down significantly from the 1999 fiscal year-end. In fiscal 1999, net revenues exceeded expenses by more than \$390,000. This past year, expenses exceeded revenues by \$227,000. When you analyze the numbers, you find various factors, such as the location of the Annual Meeting, with slightly less attendance in Philadelphia than in Washington, accounted for some of the decline. But the largest single factor was the effect of the financial markets on our investment portfolio. Those of you who follow your own investments in the market will recall that the year 2000 was not kind to many investors, and AALL was no exception. But let me assure you that the financial position of the Association is still strong.

¶72 The long-range effect of this market tumble was that, for the first time in several years, including my two previous years as treasurer, we were unable to allocate any gains from our portfolio earnings to fund special projects and initiatives. In the previous year, the Executive Board was able to approve transfers of \$90,000 in excess earnings from our portfolio to fund such efforts as the Economic Analysis of Vendor Price Increases on Law Librarian Materials, publication of the *Biennial Salary Survey* and the *Price Index of Legal Publications*, as well as to support travel of the AALL president to very productive meetings with legal publishing houses.

¶73 This past year we had to take some creative steps to fund any projects. We were able to tighten our belt and reallocate some unused funds from previously completed projects to ensure funding for the Government Affairs Fund, which supports our advocacy efforts, to find matching money for the Ellen Schaffer Fund for foreign law librarians to attend this meeting, and to initiative the Minority Leadership Development Fund.

¶74 While the end effect of the market turndown and lower revenues from Philadelphia was not unexpected, no organization likes to report a deficit. But I want to assure you that your Board and its Finance Committee were prepared for just such an occurrence. The Association's long-range financial plan, adopted in 1995, specifies that the current reserve fund be maintained at a level sufficient to absorb any short-term or unexpected loss from the operating fund. For last year, the current reserve fund level was \$363,000, which proved to be fifteen times the amount of deficit in our operating fund. With this cushion, we were able to balance our budget and continue our programs and services without adversely affecting any single effort.

¶75 Now, I don't want to leave you with the impression that the current reserve fund and our permanent investment fund are our only assets. Please look at Schedule D on the handout, which lists all the other funds that comprise the Association's financial assets. On that schedule, you will note the AALL LexisNexis Research Fund, for example, which was established last year.

¶76 I would like to acknowledge the ongoing and generous support of all of our colleagues in the legal publishing industry through their sponsorship of the Association's programs, publications, and social events. Their support in the past

has enabled us to launch services, such as regional educational programming, the publication of the private law librarians resource guides, and the research funds, as well as to continue awarding scholarships and grants to our many fellow members. This year West Group has pledged \$150,000 to create our Minority Scholarship Fund. We truly appreciate the very generous support from the legal publishing community.

¶177 As President Oakley mentioned to you on Monday, this year the Board and its Finance Committee undertook several major efforts to strength the financial position of AALL.

¶178 As you may know, our Permanent Investment Fund exists to generate earnings income for special AALL initiatives. Because of the importance of this fund to AALL, this year the Finance Committee conducted a review of our investment policy and our investment portfolio manager. For the past fifteen years at least, the Association has been very well served by Warren Barnett and Associates, but the committee felt a fiduciary responsibility to review our investment portfolio's performance. As a result of this process, the Executive Board voted this spring to move our portfolio to the management of Chevy Chase Investments. Chevy Chase will be required to follow the same conservative investment policy we have always had, but as a larger organization, they will be able to provide us with additional financial expertise and services that the Association truly needs.

¶179 The Finance and Budget Committee also worked this year to create a long-range strategic financial plan for the Association. The plan will ensure that we maintain our current financial health and will direct the Association's efforts to generate revenue sources necessary to ensure a vibrant Association for the future.

¶180 As part of the strategic financial plan, the Finance Committee utilized the services this year of a consultant to conduct a fund-raising study for the Association. The consultant's report was submitted to the Board at its first meeting here in Minneapolis, and plans will be developed to initiate fund-raising activities to further strengthen our scholarship and grants programs and to work with individuals and foundations to increase resources for various activities, such as our advocacy efforts and preservation initiatives.

¶181 As I pass the baton—or maybe I should say the checkbook—to my colleague, Anne Matthewman, your new treasurer, I take some very modest measure of pride in the financial health of our Association. The members of your Finance Committee and Executive Board have planned well. They have fulfilled their responsibilities as stewards of AALL's resources. I have the utmost confidence that our planning and decisions will bode well for your Association for many years to come.

¶182 I want to add a personal note of sincere thanks to Roger Parent, Steve Ligda, Martha Brown, and the other members of the Association staff for their support during my three years as treasurer. I also owe a great deal of thanks to the three excellent presidents with whom I was fortunate enough to serve, to all of my

colleagues on the Executive Board, and to you, the members of the Association, who provided me with this rewarding opportunity. Thank you very much. (Applause)

¶183 **President Oakley:** Thank you for your report, Janis. Are there any questions about the treasurer's report?

¶184 The Chair is pleased to introduce Executive Director Roger Parent.

### Report of the Executive Director

¶185 **Mr. Roger H. Parent** (Executive Director, American Association of Law Libraries, Chicago, Illinois): I'm pleased to report to you today briefly about four topics that I think you might be interested in knowing a little bit more about: the status of AALL membership, the results of the recently concluded 2001 salary survey, the status of our Professional Development Program, and the search for a new volunteer editor for *AALL Spectrum*.

¶186 I am pleased to report that as of May 31, 2001, the end of our membership year, AALL membership totaled 5149 members. This is the highest number of members since 1993.

¶187 One hundred seventy-six new members joined as a result of the "First Year Free" promotion. This was an effort that was recommended by our marketing consultant who encouraged us to encourage you to help us to recruit new members to the Association. It's a painless way for you to introduce the Association to your colleagues. As of July 5, 2001, 40% of those First Year Free members have renewed.

¶188 In an effort to increase and diversify the membership even more, this year we launched the "Make the Connection Campaign" where both library directors and individual members who pay their own dues were offered a free coupon to pass on to their colleagues. Thus far this year forty-nine members have joined as a result of this campaign.

¶189 Law firm and corporate librarian memberships have continued to increase also. This year we have 2046 law firm members. This is also the highest number since 1993. In 2001, there were fifty-five members employed by publishers or vendors, compared to fifty-six members last year. We're tracking that number separately for obvious reasons. There were 2148 separate institutions in our membership database. That number is about the same as last year. SIS memberships totaled 6656. This, again, is the highest number since 1993. Seventy-three percent of our members maintain memberships in at least one or more special interest sections.

¶190 If you have not yet renewed your membership in the Association or you want to check on the status of your membership, you may do so by checking your member record on AALLNET.

¶191 Shortly before the Annual Meeting, I received the results of the 2001 Biennial Salary Survey that was conducted this year by a firm new for us,

Association Research, Inc. of Maryland. It was recommended to us that we contract out this service so that our members could be confident that the survey was done by an impartial outside agency.

¶192 The results based on the June 1, 2001, data are reliable because we had a 48% response rate. Nine hundred two library directors completed the 2001 salary survey by the June 1 deadline, and we gathered information about 6123 library employees, including librarians, paraprofessionals, clerks, and computer technicians working in law libraries. The results will be available both in print and on AALLNET in the Members Only section. These tables and findings are particularly interesting because they provide statistics and trend data since 1995 for all types of information of a nonsalary nature that can be gleaned from the responses to the salary survey. I'll give you three illustrations as examples.

¶193 On average, law schools are spending \$870,800 for library materials. Private and corporate libraries are spending \$660,000, and governmental libraries are spending \$313,000. These numbers are roughly unchanged since the 1999 survey.

¶194 On average, academic libraries are spending 85% of their budgets on hard copy. Private and corporate libraries are spending 44% of their budgets on hard copy; and governmental and public law libraries spend 80% on hard copy. These numbers are also relatively unchanged since 1999.

¶195 Law libraries with AALL members are currently spending an estimated \$1.2 billion on legal information. This is a 6.5% increase, \$77 million, over 1999. This increase in total expenditure, although the averages for each type of library were unchanged, is due to a higher response rate in the 2001 survey.

¶196 There are many other organizational characteristics available in the salary survey on AALLNET that can be very useful to you in planning and defending your budgets. For example, the data includes the average number of professionals in these libraries, the ratio of professionals to paraprofessionals, the ratio of librarians to students and faculty, the ratio of librarians to attorneys in private and corporate libraries, and the average expenditures for salaries and for legal information for attorneys and for faculty in the two different types of libraries.

¶197 As you all know, our Professional Development which is partially supported by BNA, Inc., represents a major thrust of the Association. This program is now in its third year. The program is under the leadership of the Professional Development Committee, chaired this year by Judy Meadows, and staff members Martha Brown and Mary Jawgiel.

¶198 In 2001, this program has undergone a major assessment conducted by an outside specialist, Sarah May. Sarah submitted here final report to the Board and the PDC at this meeting. She praises our program for conforming to and, in many instances, exceeding the requirements for a volunteer continuing education program like ours. She also provides our Board and our staff with many recommendations for the future.

¶199 This year, ten one-day regional programs and three Annual Meeting workshops were offered. The average attendance was thirty-two registrants at these

events. The number of topics was expanded. They included: Copyright; Finding the Law; Basic Legal Research, offered in conjunction with the San Jose State University Library School last September; Functional Space Planning for Law Firm and Corporate Libraries; Managing Multilocation Libraries; and Training the Internet Trainer. These programs are available to you, to chapters, to individual libraries, or to any group interested in bringing these programs to your region.

¶100 In addition, the PDC and the staff prepared ten articles for *AALL Spectrum* and conducted five moderated listserv discussions. All of this represents a substantial enhancement to the continuing education program offered by AALL in the last three years.

¶101 We also congratulate the Professional Development Committee, particularly the Chair, Judy Meadows, for completing work on the *Competencies of Law Librarianship*. These were included in everyone's registration packet here at the Annual Meeting.

¶102 Finally, a subcommittee of the *Law Library Journal* and *AALL Spectrum* Editorial Board and Advisory Committee—that's got to be the longest title for one of our committees—chaired by Rosalie Sanderson, interviewed three candidates here in Minneapolis for the new position of volunteer editorial director of *AALL Spectrum*. We are pleased to announce the appointment of Paul Healey from the University of Illinois as AALL's first editorial director. Paul is here with us this afternoon. Beginning in September, Paul will work closely with the editorial board and Maya Norris, our director of publications, to provide editorial leadership for *AALL Spectrum* from the point of view of a practicing law librarian. (Applause) I would especially like to thank Ruth Fraley who assisted us greatly by serving in this capacity as guest editor for several issues of *AALL Spectrum* after Peter Beck left the Association last fall. (Applause)

¶103 In closure, I'd like to add my personal thanks to two leaders who have contributed so enormously to our collective success this past year.

¶104 First of all, on behalf of all of us, I'd like to thank President Bob Oakley for his personal support and dedication to the Association this year. Like his predecessors, Bob carried out his role in an exemplary fashion. He is calm, level-headed, and thoughtful in his approach to every issue that arises. He knows how to balance his very thought-provoking questions and his willingness to challenge the status quo with good humor, kindness, and great sensitivity to the individuals involved. As we have heard, this past year Bob challenged us to review many important long-term financial issues. As president, he has done much to ensure that we are prepared for the future and that our resources, especially our long-term endowment fund, are well managed. On behalf of all of us, I'd like to thank Bob Oakley. (Applause)

¶105 I would also like to thank Janis Johnston, our treasurer, who concludes here three-year term at the Annual Meeting. I can't really express what a pleasure it has been for me to work with Janis. In many ways, the treasurer's role is as demanding as that of the president, and it lasts longer. It takes a full three years.

Treasurers spend a lot of time in Chicago attending meetings, orienting the Board, and working with our staff. Janis always arrived well prepared and in remarkably good spirits. No matter how difficult the task, Janis has a unique way of combining intelligence, common sense, and good humor to the task at hand. I have had great fun and enjoyed all of the times that we have shared together. It's been a joy for me to have worked so closely with Janis. Join me in thanking her for her service. (Applause)

¶106 In conclusion, I thank all of you for your support this past year and for your commitment to the Association. (Applause)

¶107 **President Oakley:** Thank you for your report, Roger. Are there any questions about the executive director's report?

¶108 The Chair is pleased to introduce Mary Alice Baish, acting Washington affairs representative.

### **Report of the Washington Affairs Representative**

¶109 **Ms. Mary Alice Baish** (Acting Washington Affairs Representative, Washington, D.C.): Good Afternoon. It's a pleasure, of course, to have a few minutes on the agenda this afternoon to summarize briefly the activities of the Washington Office since our Philadelphia conference.

¶110 I, for one, am very glad that this evening—actually,, as I look at my watch, in approximately six hours, eight minutes and forty-seven seconds, not that I'm counting, you understand—Bob is going to hand over the AALL presidency to Barbara Bintliff after what I know has been a very exciting year for him as your president and a very busy and challenging one for me. (Laughter and applause)

¶111 This was also the year of a national presidential election, the arrival of a new administration to Washington, and more recently, the abrupt postelection change of leadership in the Senate; and all of these impact our legislative and regulatory agenda. I have a short list of the top five policy issues in which the Washington Office has been engaged during the past year.

¶112 The first issue is database protection. Many of you will recall that last year at this time we were in a very difficult position struggling between two competing bills to protect databases from piracy. We strongly opposed the approach taken by the House Judiciary Committee that granted new sweat-of-the-brow protection to facts and data outside of federal copyright law, and was very broad and sweeping. As an alternative, we supported legislation from the House Energy and Commerce Committee that presented a more balanced approach and retained the *Feist* decision. It was a jurisdictional battle through to the very last days of the 106th Congress, and your strong grassroots efforts helped to defeat the House Judiciary bill last year.

¶113 While we believe there are already sufficient laws in effect to protect databases from piracy, the proponents of database protection are continuing to pressure the Judiciary Committee to introduce a new bill this year. During the

spring, staff of both House committees cohosted eight weekly sessions between the proponents and opponents of database legislation in which we participated as part of a broad database coalition consisting of library, higher education, and scientific associations, as well as representatives from database producers. Each session focused on one specific issue, but as the weeks passed, it became increasingly apparent to us that the database proponents are, once again, seeking a broad new intellectual property regime that we believe will stifle the growth of electronic commerce, as well as the scientific and educational research. As a member of our broad-based coalition, we will begin meeting shortly with staff of both committees to negotiate our differences with the proponents of database protection. And I think it's very safe to say that we're going to have another jurisdictional battle on our hands between these two committees and their very different approaches to database protection. This is a hot issue on the immediate horizon, so stay tuned.

¶114 The second legislative issue that I'd like to mention is S. 487, the Technology Education and Copyright Harmonization Act of 2001, better known as the TEACH Act. The good news is that, early this year, the bipartisan leadership of the Senate Judiciary Committee, Sen. Orrin Hatch and Sen. Patrick Leahy, stated their commitment to drafting distance education legislation for the digital age. The higher educational community worked diligently throughout the spring with the staff of the Senate Judiciary Committee and the publishing community to negotiate a compromise that would satisfy both sides. S. 487 provides new exemptions for nonprofit educational institutions to permit the asynchronous use of digital resources in distance education. At the same time, it includes protections to ensure that copyright owners are able to safeguard their content. S. 487 passed the Senate in early June by unanimous consent and was reported to the House Judiciary Committee last week with minimal changes to the Senate version. We hope to see S. 487 move quickly to the House floor to conference and to the White House for the president's signature.

¶115 The third issue I'd like to talk briefly about is the E-Government Act of 2001, S. 803, introduced in May by Sen. Joseph Lieberman, Sen. Conrad Burns, and several other cosponsors. S. 803 creates a federal chief information officer for the executive branch located within the Office of Management and Budget. It's a position with new authority specifically detailed in the bill to provide the visibility, leadership, and coordination that we believe is necessary to maximize government efficiency in using its information technology.

¶116 I had the pleasure of working closely with Senator Lieberman's staff throughout the winter and spring to develop key public access provisions regarding, first, the accessibility, usability, and preservation of Web-based electronic government information; second, the development of standards and a public domain directory for agency Web sites; third, a requirement that federal courts and regulatory agencies establish Web sites and electronic dockets; and fourth, exclusive responsibility for executive branch agencies to take the front-end responsibility for the life cycle of their Web-based publications. I drafted the joint AALL,

ALA, and ARL testimony for the Senate Governmental Affairs Committee hearing which was held just last week where the legislation received positive support from many stakeholders, including the Office of Management and Budget.

¶117 Senator Lieberman, who is now chair of the Senate Governmental Affairs Committee, recognizes that S. 803 is still a work-in-progress, that it needs some tweaking; and we look forward to continuing to work with his staff. The outlook for S. 803 improved last Thursday when it was introduced in the House by Representative Turner of Texas and thirty-five other cosponsors.

¶118 The fourth legislative issue I'd like to mention is the Uniform Computer Information Transactions Act, of UCITA. I think everyone in this room has a good understanding of the harms that UCITA will cause to consumers, to libraries, and to businesses by enforcing the mass market shrink wrap and click-on licenses.

¶119 By this time last year, UCITA had only been enacted in two states—I always hate to say it—my own state, Virginia, and Maryland. Last fall, 4-CITE, the anti-UCITA coalition that was established really by AALL, the American Library Association, and the Association of Research Libraries, received an infusion of new funding, some new increased vitality, and a name change to AFFECT, Americans For Free Electronic Commerce Transaction. Our scorecard since then has been very impressive. UCITA has not been enacted in any new states this year.

¶120 This spring we stopped UCITA in the two leading battleground states of Texas and Arizona, and we got it tabled in a handful of other states. Iowa has just extended its anti-UCITA provision—what we call bombshell legislation—to exempt Iowa residents and businesses from the provisions of UCITA, and similar anti-UCITA legislation has been introduced in several other states, including Ohio and New York.

¶121 Battling state legislation from Washington has been a very challenging task, and AALL members have really stepped up to the plate, using their knowledge, expertise, and leadership to help defeat UCITA or to delay its introduction in many states this year.

¶122 The fifth issue in which we have become increasingly engaged during the past year is privacy, particularly as it related to public information and government information available broadly through the Internet. We submitted comments to the Judicial Conference on January 26, 2001, in response to a *Federal Register* notice regarding privacy and public access to electronic case files.

¶123 Concurrent with our strong commitment to the public's right to access government information is our equally strong belief that public access through the Internet must be tempered by privacy rights concerning personal information held in government files and also in private sector databases. Our comments to the Judicial Conference stressed the need to strike a careful balance between public access to electronic case files and the need to protect citizens from the harm that may result from the dissemination of such personal information as the Social Security numbers, their employment records, medical records, and also the broad spectrum of financial information contained in bankruptcy files. I also testified

before the Judicial Conference's Subcommittee on Privacy and Electronic Access to Court Files regarding this important issue in March. The Judicial Conference is expected to release its report on privacy and electronic case files in the fall.

¶124 Also on the privacy front, AALL joined the "The"—capital T—Privacy Coalition, a new nonpartisan group of consumers civil liberties, educational, library, and labor organizations that was established in January by Mark Rotenberg, executive director of the Electronic Privacy Information Center.

¶125 Final thoughts on this year's agenda. The issues of database protection, the TEACH Act, the E-Government Act of 2001, UCITA, and privacy were, indeed, our top priorities during the past year, but there are also ongoing issues that will continue to demand much of our attention during the coming year. I would like to quickly mention that AALL has contributed \$5000 from the Government Affairs Fund to assist ALA's efforts in federal court to fight the Children's Internet Protection Act, or CIPA, that became effective in April of this year. CIPA mandates that schools and public libraries that receive federal funding, either for computers or for Internet access, including LSTA funds that many of our county law libraries receive, must install filtering technology on their computers by 2002. We believe that CIPA is unconstitutional, and we were very pleased to be able to support ALA in this important battle.

¶126 As you all know—because I remind you of this year after year after year—all politics is local, and the efforts of the Washington Office to represent your interests on important federal and state policy issues would not be successful at all without your tremendous grassroots advocacy help. This has been a challenging and productive year, and I thank all of you for your continued support. Thank you. (Applause)

¶127 **President Oakley:** Thank you very much for your report. Are there any questions about the Washington Affairs Report?

¶128 The Chair is pleased to introduce Vice President/President-Elect Barbara Bintliff.

### Remarks of the Vice President/President-Elect

¶129 **Ms. Barbara A. Bintliff** (University of Colorado School of Law Library, Boulder, Colorado): Thank you, Mr. President. it's really hard to put into words how honored and how humbled I feel standing here before you. Please know that I am extremely aware of the importance of AALL in our professional lives, and, for many of us, in our personal lives. I promise to listen to your concerns, to represent your interests to the best of my abilities, and, I hope, to leave the Association in an even better position than it is today.

¶130 Now, I want to make just a few very brief remarks today. They complement the article in the convention newspaper, *News from Up North*, and I will supplement them throughout the year in *AALL Spectrum*, probably on law-lib,

possibly through loose-leaf filings. You will be billed separately for each. (Laughter)

¶131 As AALL President, I would like to concentrate primarily on the people in the Association, the individual members, and work toward improving the quality of our work life. Right now, I have several things on which I've focused, and I hope to be able to add to that list through the year.

¶132 First, I would like to emphasize the importance of law librarians as professionals. Among the activities already underway to this end are standing and special committees working to develop strategies to improve law librarian compensation; to develop a plan to promote law librarians as the trainers of legal research; to produce a statement on the value of law librarians for employers and potential employers that can be used both in marketing and public relations efforts and in reinforcing the status of individual librarians at work; and to develop performance measurements for law librarians.

¶133 Second, I would like to improve the range of benefits available to members that would not impose additional cost burdens on the Association. This may include individual benefits and those more relevant in the employment setting. Your input on this topic will be sought in the coming weeks, so please let us know what kinds of benefits you think should be investigated by the special committee considering this topic.

¶134 Third, I hope to be able to reinvigorate the sense of community in the Association. I think this initiative can be illustrated by the fact that I would like to make CONELL a yearlong learning experience for our newest members, and I would also like to come up with some ways where we can honor and express our appreciation of our past presidents, some of our more seasoned members. And I'd like to be able to include everybody in-between.

¶135 The theme for next year's Annual Meeting educational program is "Creating Connections." While we may represent a wide range of employing institutions and job responsibilities, we have common goals of providing legal information to our patrons, our clients, and our users in efficient and effective ways. We are using the newly developed *Competencies of Law Librarianship* as our guide in developing programs. Throughout the planning, we are keeping in mind our desired outcome: to provide law librarians with knowledge, skills, and tips for forging stronger connections among employers, institutions, the workplace, colleagues, and the profession.

¶136 I was pleasantly surprised to see the pink flamingoes coming from the Orlando Local Advisory Committee. I thought it was especially appropriate because I like to think of them as a symbol of the way in which we've used the Annual Meeting: to help keep us up-to-date and up-to-the-challenges. As we come together in our Annual Meeting, birds of a feather flock together. We have much in common, and by coming together in our meetings, we can stress that which unites us while allowing for the richness that our diversity brings us. I hope we all

leave next year's Annual Meeting with a greater sense of community with AALL and the profession of law librarianship. Please join us in Orlando, July 20–24, 2002, for next year's AALL Annual Meeting.

¶137 And again, I thank you for this wonderful opportunity to serve as your president. (Applause)

¶138 **President Oakley:** Thank you for your report, Barbara. Are there any questions about the Vice President's report?

### **Unfinished Business and Announcements**

¶139 We have received no resolutions. Are there any other items of new business?

¶140 Do we have any announcements? Are there any announcements from the floor? The Chair recognizes Carol Billings.

¶141 **Ms. Carol D. Billings** (Law Library of Louisiana, New Orleans, Louisiana): Mr. President, the Social Responsibilities SIS would like to sincerely thank all of the members who contributed so generously by bringing children's books or contributing checks to our public service project this year, "Books for Twin Cities' Kids." I hope you noticed the large boxes of books that accumulated at our table in the activities area. Our SIS is also contributing \$1000 to the cause. I would particularly like to thank Karen Westwood, who is hauling all of those books back to make sure they go to the public school children of the Twin Cities. Thank you.

¶142 **President Oakley:** Are there any other announcements from our floor?

### **Adjournments**

¶143 If there are no objections, this Business Meeting of the American Association of Law Libraries is adjourned sine die.

[Whereupon the business meeting was adjourned at 2:56 P.M.]