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Sequence Number:	06-27-22
Notice ID(s):	3510
File Date:	6/30/2022

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	East Tennessee State University
Division:	
Contact Person:	Mark A. Fulks, J.D. Ph.D. University Counsel & Chief Compliance Officer
Address:	1276 Gilbreath Drive, Suite 306, PO BOX 70285, Johnson City, TN 37614
Phone:	(423) 439-8550
Email:	fulksm@etsu.edu

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Mary Little Director and ADA/504 Coordinator
Address:	Nell Dossett Hall, 3rd floor | PO Box 70605 Johnson City, TN 37614
Phone:	423-439-8493
Email:	littleme@etsu.edu

Hearing Location(s) (for additional locations, copy and paste table)

Zoom Option:	**https://etsu.zoom.us/j/95883661843?pwd=VWtqZkg2UkxPL2Q4QIBEbjg3T**	
	Pass code: 003637	
Address 1:	In-Person Option: 1276 Gilbreth Dr., Rm 309	
Address 2:		
City:	Johnson City, TN	
Zip:	37614	
Hearing Date:	August 23, 2022	
Hearing Time:	8:30 AM	___CST/CDT _X__EST/EDT

Additional Hearing Information:

You may attend this hearing in-person or via Zoom. Please check the following website for updates: http://www.etsu.edu/universitycounsel. Written comments may be submitted via email to Kay Lennon-McGrew at lennonk@etsu.edu. Written comments should be received by 4:30 PM eastern on August 19, 2022, in order to ensure consideration.

Revision Type (check all that apply):

____ Amendment
_X_ New

___ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	**Chapter Title**
0240-06-06	Library Fines – Sherrod & QCOM Libraries
Rule Number	**Rule Title**
0240-06-06-.01	Definitions
0240-06-06-.02	Library Fines, Processing Fees, and Replacement Costs
0240-06-06-.03	Unpaid Fines, Overdue Materials, and Loss of Privileges

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to https://sos.tn.gov/products/division-publications/rulemaking-guidelines.

Rules
of
East Tennessee State University, Johnson City

Chapter 240-06-06
Library Fines – Sherrod & QCOM Libraries

New

Table of Contents is added to Chapter 0240-06-06 Library Fines – Sherrod & QCOM Libraries and shall read as follows:

0240-06-06-.01	Definitions.
0240-06-06-.02	Library Fines, Processing Fees, and Replacement Costs.
0240-06-06-.03	Unpaid Fines, Overdue Materials, and Loss of Privileges.

0240-06-06-.01 Definitions is added to Chapter 240-06-06 Library Fines – Sherrod & QCOM Libraries and shall read as follows:

0240-06-06-.01 Definitions.

(1) "Borrower" is any ETSU faculty, faculty emeriti, retired faculty, staff, student, Library Guest Cardholder with borrowing privileges, or Tennessee Academic Library Collaborative borrower.

(2) "Library" includes the Charles C. Sherrod Library and the Quillen College of Medicine Library.

(3) "Library Guest Cardholder" is any local resident or visitor who applies and receives approval to access Library resources by purchasing a library guest card.

(4) "Lost Library Equipment" is any equipment checked out by a Borrower that is not returned within seven (7) calendar days.

(6) "Lost Reserve Collection Item" is any Library reserve collection item that is not returned within six (6) hours of the conclusion of the reservation for the item.

(7) "Lost Key" is a Library key that is not returned within five (5) business days after the conclusion of the reservation.

Authority: T.C.A. §§ 49-8-101(a)(2)(A); 49-8-203

0240-06-06.02 Library Fines, Processing Fees, and Replacement Costs is added to Chapter 0240-06-06 Library Fines – Sherrod & QCOM Libraries and shall read as follows:

0240-06-06-.02 Library Fines, Processing Fees, and Replacement Costs.

(1) There are no fines for:

(a) overdue items borrowed from the Library's regular book or audiovisual collection;

(b) overdue reserve items; or

(c) overdue library equipment.

(2) If an item listed below is not returned to the Library, borrowers are assessed the replacement cost, plus a processing fee of $10.00 per item for the following:

(a) lost books, audiobooks, or audiovisual materials;

(b) lost library equipment;

(c) lost reserve collection items; and

(d) lost keys.

Authority: T.C.A. §§ 49-8-101(a)(2)(A); 49-8-203

0240-06-06.03 Unpaid Fines, Overdue Materials, and Loss of Privileges is added to Chapter 0240-06-06 Library Fines – Sherrod & QCOM Libraries and shall read as follows:

0240-06-06-.03 Unpaid Fines, Overdue Materials, and Loss of Privileges.

(1) If charges for lost books, audiovisual materials, lost library equipment, lost reserve collection items, or lost keys are not paid within seven (7) calendar days by a student, a hold is placed on the student's GoldLink account which will prevent the student from registering and from obtaining his or her transcripts until the outstanding obligations are paid in full.

(2) If charges for lost books, audiovisual materials, lost library equipment, lost reserve collection items, or lost keys are not paid within seven (7) calendar days by a faculty or staff, charges are placed on their GoldLink account.

(3) If charges for lost books, audiovisual materials, library equipment, reserve collection items, or lost keys are not paid within seven (7) calendar days by any borrower, the borrower's circulation privileges may be revoked until the outstanding obligations are paid in full.

Authority: T.C.A. §§ 49-8-101(a)(2)(A); 49-8-203

Administrative History:

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

RECEIVED
JUN 30 2022
Secretary of State
Division of Publications

Date: 6/30/22

Signature: Adam S. Green

Name of Officer: Adam S. Green

Title of Officer: ETSU Board of Trustees Secretary

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Filed with the Department of State on: 6/30/2022

Tre Hargett
Secretary of State