

2746

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. PAULIN, CLARK, KOON, EDDINGTON, GALEF, MAGNARELLI, ROSENTHAL, SCHROEDER -- Multi-Sponsored by -- M. of A. GREENE, NOLAN, PHEFFER, SWEENEY -- read once and referred to the Committee on Libraries and Education Technology

AN ACT to amend the education law, in relation to requiring training for library trustees and providing state aid for library trustee training

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The education law is amended by adding a new section 273-b
2 to read as follows:

3 S 273-B. STATE AID FOR LIBRARY TRUSTEE TRAINING PROGRAM. 1. EVERY
4 VOTING MEMBER OF THE BOARD OF TRUSTEES OF A FREE ASSOCIATION, PUBLIC, OR
5 INDIAN LIBRARY, A PUBLIC LIBRARY DISTRICT, A PUBLIC LIBRARY SYSTEM, OR A
6 REFERENCE AND RESEARCH LIBRARY RESOURCES SYSTEM, ELECTED OR APPOINTED
7 FOR A FIRST TERM ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, SHALL,
8 WITHIN THE FIRST YEAR OF HIS OR HER FIRST TERM, COMPLETE A MINIMUM OF
9 SIX HOURS OF APPROVED TRAINING ON THE DUTIES AND RESPONSIBILITIES OF A
10 LIBRARY BOARD MEMBER, INCLUDING BUT NOT LIMITED TO RESPONSIBILITIES FOR
11 FISCAL AND BUDGETARY OVERSIGHT, POLICYMAKING, AND ACCOUNTABILITY. ANY
12 SUCH LIBRARY TRUSTEE WHO FAILS TO COMPLETE SUCH TRAINING REQUIRED BY
13 THIS SUBDIVISION SHALL VACATE HIS OR HER OFFICE AS TRUSTEE ON THE FIRST
14 DAY OF THE SECOND YEAR OF HIS OR HER TERM.

15 2. THE COMMISSIONER IS HEREBY AUTHORIZED TO ANNUALLY EXPEND UP TO FIVE
16 HUNDRED THOUSAND DOLLARS FOR THE ADMINISTRATION, DEVELOPMENT AND DELIV-
17 ERY OF LIBRARY TRUSTEE TRAINING PROGRAMS COORDINATED BY THE NEW YORK
18 STATE LIBRARY AND CONDUCTED BY PUBLIC LIBRARY SYSTEMS AND REFERENCE AND
19 RESEARCH LIBRARY RESOURCES SYSTEMS, AND OTHER ORGANIZATIONS OR INSTI-
20 TUTIONS AS DETERMINED BY THE COMMISSIONER.

21 A. FOR PURPOSES OF IMPLEMENTING THE PROVISIONS OF THIS SECTION, THE
22 NEW YORK STATE LIBRARY SHALL BE ENTITLED TO ANNUALLY RECEIVE THE SUM OF
23 ONE HUNDRED FIFTY THOUSAND DOLLARS FOR THE ESTABLISHMENT, IMPLEMENTATION

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 AND ADMINISTRATION OF A STATEWIDE PROGRAM, TO BE KNOWN AS THE LIBRARY
2 TRUSTEE TRAINING PROGRAM, DESIGNED TO EDUCATE AND TRAIN TRUSTEES OF
3 LIBRARIES AND LIBRARY SYSTEMS ON THE RESPONSIBILITIES OF SUCH OFFICE AS
4 SET FORTH IN SUBDIVISION ONE OF THIS SECTION.

5 B. FOR PURPOSES OF THE PROGRAM, THE COMMISSIONER SHALL AWARD AN ANNU-
6 AL FORMULA GRANT OF THREE THOUSAND DOLLARS TO EACH PUBLIC LIBRARY SYSTEM
7 OR REFERENCE AND RESEARCH LIBRARY RESOURCES SYSTEM OPERATING UNDER AN
8 APPROVED PLAN OF SERVICE. SUCH GRANTS SHALL BE AWARDED ON A CALENDAR
9 YEAR BASIS. REMAINING AID SHALL BE DISTRIBUTED AMONG THE PUBLIC LIBRARY
10 SYSTEMS ACCORDING TO THE TOTAL NUMBER OF SYSTEM AND MEMBER LIBRARY TRUS-
11 TEES IN EACH SYSTEM ON FILE WITH THE COMMISSIONER AS OF THE FIRST OF
12 JANUARY OF THE YEAR PRECEDING THE CALENDAR YEAR FOR WHICH THE AID IS
13 PAYABLE.

14 C. THE COMMISSIONER SHALL ESTABLISH AN ADVISORY COMMITTEE TO ASSIST
15 WITH THE DEVELOPMENT AND OPERATION OF THE PROGRAM. MEMBERSHIP OF THE
16 ADVISORY COMMITTEE SHALL CONSIST OF, BUT NEED NOT BE LIMITED TO, REPRE-
17 SENTATIVES FROM THE STATEWIDE LIBRARY TRUSTEE ASSOCIATION CHARTERED BY
18 REGENTS, PUBLIC LIBRARY SYSTEMS, AND REFERENCE AND RESEARCH LIBRARY
19 RESOURCES SYSTEMS. THE MAJORITY OF THE MEMBERS OF THE ADVISORY COMMITTEE
20 SHALL CONSIST OF REPRESENTATIVES FROM THE STATEWIDE LIBRARY TRUSTEE
21 ASSOCIATION CHARTERED BY THE REGENTS. SUCH COMMITTEE SHALL ADVISE THE
22 COMMISSIONER ON ISSUES CONCERNING PROGRAM POLICIES, PROCEDURES AND THE
23 IMPLEMENTATION OF THE PROGRAM.

24 D. THE COMMISSIONER IS HEREBY AUTHORIZED TO PROMULGATE ANY RULE AND/OR
25 REGULATION NECESSARY FOR THE IMPLEMENTATION OF THE PROVISIONS OF THIS
26 SECTION; PROVIDED, HOWEVER, THAT ONLY AFTER CONSULTATION WITH THE ADVI-
27 SORY COMMITTEE, SHALL THE COMMISSIONER PROMULGATE ANY RULE AND/OR REGU-
28 LATION RELATING TO THE ADMINISTRATION AND MAINTENANCE OF THE PROGRAM.

29 S 2. This act shall take effect on the first of April next succeeding
30 the date on which it shall have become a law.