S T A T E O F N E W Y O R K

3903--A

2009-2010 Regular Sessions

I N S E N A T E

April 3, 2009

Introduced by Sens. OPPENHEIMER, C. JOHNSON, KRUEGER, THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee and committed to the Committee on Finance -- reported favorably from said committee and committed to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to cooperative competitive bidding by libraries and library systems

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

Section 1. Section 255 of the education law is amended by adding a new subdivision 6 to read as follows:

6. THE BOARD OF TRUSTEES OF ANY TWO, OR MORE, PUBLIC LIBRARIES, PUBLIC LIBRARY SYSTEMS, REFERENCE AND RESEARCH LIBRARY RESOURCES SYSTEMS, AS DEFINED IN THIS CHAPTER, SHALL HAVE THE POWER TO ENTER INTO, AMEND, CANCEL AND TERMINATE AGREEMENTS FOR PERFORMANCE AMONG THEMSELVES OR ONE FOR THE OTHER OF THEIR RESPECTIVE FUNCTIONS, FOR THE PURPOSE OF COOPERATIVELY ADVERTISING AND AWARDING BIDS FOR EQUIPMENT, SUPPLIES AND SERVICES, PROVIDED:

A. SUCH ADVERTISING AND AWARDS HAVE BEEN MADE IN ACCORDANCE WITH THE REQUIREMENTS OF ARTICLE FIVE-A OF THE GENERAL MUNICIPAL LAW;

B. THE PURCHASING AND MAKING OF CONTRACTS SHALL BE SUBJECT TO GENERAL LAWS APPLICABLE THERETO; AND

C. THAT ANY SUCH AGREEMENTS SHALL INCLUDE A MANNER OF RESPONDING FOR ANY LIABILITIES THAT MIGHT BE INCURRED IN THE OPERATION OF THE JOINT SERVICE OR AGREEMENT.

S 2. This act shall take effect immediately.

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

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