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

3145

2009-2010 Regular Sessions

I N A S S E M B L Y

January 23, 2009

Introduced by M. of A. EDDINGTON, GOTTFRIED, PAULIN, CAHILL, BING, BENJAMIN, PHEFFER, LUPARDO, MILLMAN, ROBINSON, JOHN, GALEF, SCHIMMINGER, ESPAILLAT -- Multi-Sponsored by -- M. of A. ABBATE, BRADLEY, CLARK, CONTE, DelMONTE, DESTITO, GIGLIO, GLICK, GREENE, KOLB, KOON, LATIMER, LIFTON, MAISEL, McENENY, ROSENTHAL, SCHROEDER, SCOZZAFAVA, SWEENEY, THIELE, TOWNS, TOWNSEND, WEINSTEIN, WEISENBERG -- read once and referred to the Committee on Libraries and Education Technology

AN ACT to amend the education law, in relation to providing for inflationary increases in library aid

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

Section 1. The education law is amended by adding a new section 286 to read as follows:

S 286. COST-OF-LIVING ADJUSTMENT FOR LIBRARY AID. 1. DEFINITIONS. AS USED IN THIS SECTION:

A. "BASE YEAR" MEANS THE CALENDAR YEAR IMMEDIATELY PRECEDING THE CALENDAR YEAR FOR WHICH AN APPORTIONMENT OF AID IS TO BE PAID PURSUANT TO THIS SECTION.

B. "CONSUMER PRICE INDEX" MEANS THE REGIONAL CONSUMER PRICE INDEX FOR THE NEW YORK, NEW YORK-NORTHEASTERN, NEW JERSEY AREA, BASED UPON THE INDEX FOR ALL URBAN CONSUMERS (CPI-U), AS DETERMINED BY THE UNITED STATES DEPARTMENT OF LABOR.

C. "COST-OF-LIVING ADJUSTMENT FACTOR" MEANS THE PERCENTAGE INCREASE IN THE CONSUMER PRICE INDEX OVER THE PERIOD COMMENCING DECEMBER FIRST, TWO THOUSAND EIGHT AND ENDING ON DECEMBER FIRST OF THE BASE YEAR, PROVIDED THAT SUCH FACTOR SHALL NOT BE LESS THAN ZERO.

D. "TOTAL APPORTIONMENT OF LIBRARY AID" MEANS THE SUM OF ALL APPORTIONMENTS PAYABLE TO A LIBRARY, LIBRARY SYSTEM OR OTHER ELIGIBLE INSTITUTION PROVIDING LIBRARY SERVICES FOR THE CURRENT CALENDAR YEAR PURSUANT TO SECTION TWO HUNDRED SEVENTY-ONE, TWO HUNDRED SEVENTY-TWO, TWO HUNDRED

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

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SEVENTY-THREE, TWO HUNDRED SEVENTY-THREE-A, TWO HUNDRED EIGHTY-FOUR OR TWO HUNDRED EIGHTY-FIVE OF THIS PART.

2. CALCULATION OF COST-OF-LIVING ADJUSTMENT. FOR THE YEAR COMMENCING JANUARY FIRST, TWO THOUSAND TEN, AND ANNUALLY THEREAFTER, IN ADDITION TO ANY OTHER APPORTIONMENTS PURSUANT TO THIS PART, EVERY LIBRARY, LIBRARY SYSTEM AND OTHER ELIGIBLE INSTITUTION SHALL BE ELIGIBLE FOR AN ADDITIONAL APPORTIONMENT EQUAL TO THE PRODUCT OF ITS TOTAL APPORTIONMENT OF LIBRARY AID MULTIPLIED BY THE COST-OF-LIVING ADJUSTMENT FACTOR, WITH THE RESULT ROUNDED TO THE NEAREST WHOLE DOLLAR.

S 2. This act shall take effect July 1, 2009; provided however, if this act shall have become a law after such date it shall take effect immediately and shall be deemed to have been in full force and effect on and after July 1, 2009.