

1398--A

Cal. No. 454

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. GUNTHER, CAHILL, RAIA, LIFTON, JAFFEE, FINCH, RUSSELL, GALEF, BRONSON, RAMOS, SCHIMEL, MONTESANO, MILLMAN, BARRON, RIVERA, BUCHWALD, BARRETT, SALADINO -- Multi-Sponsored by -- M. of A. BARCLAY, BOYLAND, CERETTO, CLARK, CROUCH, CURRAN, GIGLIO, HAWLEY, HOOPER, LUPARDO, MAGEE, McKEVITT, ORTIZ, PALMESANO, RA, SWEENEY, THIELE, WEISENBERG -- read once and referred to the Committee on Education -- reported and referred to the Committee on Ways and Means -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the education law, in relation to authorizing boards of cooperative educational services to enter into contracts with public libraries for high-speed telecommunications services

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

1 Section 1. Paragraph h of subdivision 4 of section 1950 of the educa-
2 tion law is amended by adding a new subparagraph 11 to read as follows:
3 (11) TO ENTER INTO CONTRACTS WITH INDIVIDUAL PUBLIC LIBRARIES OR
4 PUBLIC LIBRARY SYSTEMS FOR THE PURPOSE OF PROVIDING HIGH-SPEED TELECOM-
5 MUNICATIONS SERVICES INCLUDING, BUT NOT LIMITED TO, HIGH-SPEED INTERNET
6 SERVICES. ANY SUCH PROPOSED CONTRACT SHALL BE SUBJECT TO THE REVIEW AND
7 APPROVAL OF THE COMMISSIONER, WHO MAY ONLY APPROVE SUCH PROPOSED
8 CONTRACT WHEN, IN SUCH COMMISSIONER'S OPINION, SUCH CONTRACT: (A) WILL
9 RESULT IN A MORE ECONOMICAL UTILIZATION OF EXISTING BOARDS OF COOPER-
10 ATIVE EDUCATIONAL SERVICES HIGH-SPEED TELECOMMUNICATIONS SERVICES OR
11 RESOURCES THAN WOULD BE ACHIEVED WERE SUCH CONTRACT NOT APPROVED; (B)
12 WILL NOT DISRUPT THE LEVEL OF SERVICES TO COMPONENT SCHOOL DISTRICTS;
13 AND (C) WILL RESULT IN A MORE ECONOMICAL UTILIZATION OF EXISTING LIBRARY
14 RESOURCES. THE COMMISSIONER SHALL ISSUE A FINDING, IN WRITING, MAKING
15 ANY DETERMINATION PURSUANT TO THIS SUBPARAGRAPH. SUCH SERVICES TO

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

LBD02853-02-3

1 PUBLIC LIBRARIES AND LIBRARY SYSTEMS SHALL BE PROVIDED AT COST AND SHALL
2 NOT BE ELIGIBLE FOR AID PURSUANT TO SUBDIVISION FIVE OF THIS SECTION.
3 S 2. This act shall take effect on the one hundred twentieth day after
4 it shall have become a law.