

7754--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

May 26, 2015

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Introduced by M. of A. BRINDISI -- read once and referred to the Committee on Libraries and Education Technology -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to the term of office of trustees of cooperative public library systems

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

1     Section 1. Paragraph f of subdivision 2 of section 255 of the educa-  
2     tion law, as amended by chapter 845 of the laws of 1966, is amended to  
3     read as follows:  
4     f. The term of office of trustees shall be EITHER THREE OR five years  
5     except that the members of the first board of trustees shall determine  
6     by lot the year in which the term of office of each trustee shall expire  
7     so that as nearly as possible the terms of EITHER ONE-THIRD OR one-fifth  
8     of the members of such board will expire annually. Thereafter, the  
9     successors of such trustees shall be elected annually by a meeting of  
10    the trustees of the participating libraries in the cooperative library  
11    system. [No trustee shall hold office consecutively for more than two  
12    full terms.] WHERE THE TERM OF OFFICE OF A TRUSTEE IS FIVE YEARS, NO  
13    TRUSTEE SHALL HOLD OFFICE CONSECUTIVELY FOR MORE THAN TWO FULL FIVE YEAR  
14    TERMS AND WHERE THE TERM OF OFFICE OF A TRUSTEE IS THREE YEARS, NO TRUS-  
15    TEE SHALL HOLD OFFICE CONSECUTIVELY FOR MORE THAN THREE FULL THREE YEAR  
16    TERMS.     PROVIDED FURTHER, HOWEVER, YEARS SERVED BY A TRUSTEE APPOINTED  
17    TO FILL AN UNEXPIRED TERM SHALL NOT COUNT TOWARDS THE TERM LIMIT. Such  
18    meeting shall be called by the secretary of the cooperative library  
19    system who shall give notice to all the trustees of participating  
20    libraries in the manner provided in subparagraph a of this subdivision  
21    for giving notice of the meeting to authorize the establishment of such  
22    cooperative library system. WITHIN ONE MONTH AFTER APPROVING A CHANGE IN  
23    THE LENGTH OF THE TERM OF OFFICE OF TRUSTEES, THE TRUSTEES SHALL APPLY

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

LBD11249-02-5

1 TO THE REGENTS FOR AN AMENDMENT TO THE CHARTER OF THE COOPERATIVE  
2 LIBRARY SYSTEM. SUCH CHANGE IN THE LENGTH OF THE TERM OF OFFICE OF TRUS-  
3 TEES SHALL NOT TAKE EFFECT UNTIL SUCH CHARTER AMENDMENT IS APPROVED BY  
4 THE REGENTS. ANY COOPERATIVE LIBRARY SYSTEM THAT CHANGES THE LENGTH OF  
5 THE TERM OF OFFICE OF TRUSTEES PURSUANT TO THIS PARAGRAPH, MAY APPOINT  
6 AN INDIVIDUAL FOR A SHORTER TERM IN ORDER TO ENSURE THAT AS NEARLY AS  
7 POSSIBLE, AN EQUAL NUMBER OF TRUSTEES SHALL BE ELECTED TO THE BOARD EACH  
8 YEAR, WITH THE TRUSTEES ASSIGNED SUCH SHORTER TERMS DETERMINED BY LOT,  
9 AND PROVIDED FURTHER THAT THE TERM OF OFFICE OF EACH INCUMBENT MEMBER OF  
10 THE BOARD SHALL NOT BE DECREASED THEREBY.

11 S 2. This act shall take effect January 1, 2016.