

7754

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

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 THAT IN NO CASE SHALL A TRUSTEE SERVE FOR MORE  
17    THAN ELEVEN CONSECUTIVE YEARS; PROVIDED FURTHER, HOWEVER, YEARS SERVED  
18    BY A TRUSTEE APPOINTED TO FILL AN UNEXPIRED TERM SHALL NOT COUNT TOWARDS  
19    SUCH CONSECUTIVE YEARS LIMIT. Such meeting shall be called by the secre-  
20    tary of the cooperative library system who shall give notice to all the  
21    trustees of participating libraries in the manner provided in subpara-  
22    graph a of this subdivision for giving notice of the meeting to author-  
23    ize the establishment of such cooperative library system. WITHIN ONE  
24    MONTH AFTER APPROVING A CHANGE IN THE LENGTH OF THE TERM OF OFFICE OF  
25    TRUSTEES, THE TRUSTEES SHALL APPLY TO THE REGENTS FOR AN AMENDMENT TO

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

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1 THE CHARTER OF THE COOPERATIVE LIBRARY SYSTEM. SUCH CHANGE IN THE LENGTH  
2 OF THE TERM OF OFFICE OF TRUSTEES SHALL NOT TAKE EFFECT UNTIL SUCH CHAR-  
3 TER AMENDMENT IS APPROVED BY THE REGENTS. ANY COOPERATIVE LIBRARY SYSTEM  
4 THAT CHANGES THE LENGTH OF THE TERM OF OFFICE OF TRUSTEES PURSUANT TO  
5 THIS PARAGRAPH, MAY APPOINT AN INDIVIDUAL FOR A SHORTER TERM IN ORDER TO  
6 ENSURE THAT AS NEARLY AS POSSIBLE, AN EQUAL NUMBER OF TRUSTEES SHALL BE  
7 ELECTED TO THE BOARD EACH YEAR, WITH THE TRUSTEES ASSIGNED SUCH SHORTER  
8 TERMS DETERMINED BY LOT, AND PROVIDED FURTHER THAT THE TERM OF OFFICE OF  
9 EACH INCUMBENT MEMBER OF THE BOARD SHALL NOT BE DECREASED THEREBY.  
10 S 2. This act shall take effect January 1, 2016.