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

7754--A

2015-2016 Regular Sessions

I N A S S E M B L Y

May 26, 2015

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:

Section 1. Paragraph f of subdivision 2 of section 255 of the education law, as amended by chapter 845 of the laws of 1966, is amended to read as follows:

f. The term of office of trustees shall be EITHER THREE OR five years except that the members of the first board of trustees shall determine by lot the year in which the term of office of each trustee shall expire so that as nearly as possible the terms of EITHER ONE-THIRD OR one-fifth of the members of such board will expire annually. Thereafter, the successors of such trustees shall be elected annually by a meeting of the trustees of the participating libraries in the cooperative library system. [No trustee shall hold office consecutively for more than two full terms.] WHERE THE TERM OF OFFICE OF A TRUSTEE IS FIVE YEARS, NO TRUSTEE SHALL HOLD OFFICE CONSECUTIVELY FOR MORE THAN TWO FULL FIVE YEAR TERMS AND WHERE THE TERM OF OFFICE OF A TRUSTEE IS THREE YEARS, NO TRUSTEE SHALL HOLD OFFICE CONSECUTIVELY FOR MORE THAN THREE FULL THREE YEAR TERMS. PROVIDED FURTHER, HOWEVER, YEARS SERVED BY A TRUSTEE APPOINTED TO FILL AN UNEXPIRED TERM SHALL NOT COUNT TOWARDS THE TERM LIMIT. Such meeting shall be called by the secretary of the cooperative library system who shall give notice to all the trustees of participating libraries in the manner provided in subparagraph a of this subdivision for giving notice of the meeting to authorize the establishment of such cooperative library system. WITHIN ONE MONTH AFTER APPROVING A CHANGE IN 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.

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

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