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

5625

2015-2016 Regular Sessions

I N S E N A T E

May 20, 2015

Introduced by Sen. FARLEY -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to authorize the Gloversville Public Library to enter into contracts in aid of the financing of historic rehabilitation of the library; and to authorize participation in the retirement system by employees of a free association library chartered to serve the Enlarged City School District of the city of Gloversville

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

Section 1. Policy and purposes. It is hereby declared to be the policy of this state to promote the education, economic welfare and prosperity of inhabitants of low-income communities, and to encourage the rehabilitation of historic buildings and the provision of library services in low-income communities in order to promote the education of residents and assist in the economic revival of such communities. The rehabilitation of historic buildings and the enhancement of public library services are matters of state concern. It is found that enabling the use of historic rehabilitation tax credits, new markets tax credits, and other tax and other incentives to assist in financing the rehabilitation and preservation of the Gloversville Public Library is for a public and governmental purpose and in the public interest for the benefit of the people served by the Gloversville Public Library and the improvement of their education, economic welfare, and prosperity and for the advancement and improvement of education and economic prosperity in the state.

S 2. Notwithstanding the provisions of any general, special, or local law, for the purposes set forth in section one of this act:

(a) The Gloversville Public Library, acting by its board of trustees, is hereby authorized and empowered to transfer to any New York education corporation the real property known as the Gloversville Public Library, including the site thereof, building, parking areas and other facilities appurtenant thereto or utilized therefor, with or without consideration,

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

LBD11209-02-5

upon such terms and conditions as may be agreed upon by the Gloversville Public Library and such New York education corporation.

(b) The Gloversville Public Library, acting by its board of trustees, is hereby authorized and empowered to transfer to the trustees of a free association library chartered and registered by the regents, ownership and control of the personal property of the Gloversville Public Library, including library materials, records, furnishings and all other property of the Gloversville Public Library exclusive of land and buildings, for the purpose of providing library services for the benefit and free use on equal terms of the residents of the Enlarged City School District of the city of Gloversville, subject to any terms or conditions as may be agreed to by the Gloversville Public Library and such free association library.

(c) Taxes levied and collected by the Enlarged City School District of the city of Gloversville for library purposes shall be paid over to any library chartered and registered by the regents to provide library services for the benefit and free use on equal terms of the residents of the Enlarged City School District of the city of Gloversville, as directed and approved by the voters of the Enlarged City School District of the city of Gloversville.

S 3. It is hereby declared that all of the purposes referred to in this act are in the public interest and for the benefit of the residents of the Enlarged City School District of the city of Gloversville and are hereby declared to be public purposes for which monies and other assets of the Gloversville Public Library may be used or expended.

S 4. Notwithstanding any law, rule or regulation, any free association library chartered by the regents to serve the Enlarged City School District of the city of Gloversville and registered by the regents may, by resolution adopted by its board of trustees and approved by the comptroller, elect to participate in the retirement system. Acceptance of its employees for membership in the retirement system shall be mandatory with the comptroller, who shall determine the amounts of contribution payable by such library and its employees, shall resolve questions of credit for prior service, and shall in all other respects assure that such employees share the same rights, obligations and benefits as other members of the retirement system. The officers and employees of such library shall be credited with such periods of prior service as shall be certified by such library for service rendered to it, or the state, or in any other capacity approved by such library and the comptroller. Service for such library after the date on which it commences to participate in the retirement system shall be considered as member service. An officer or employee of such library who, as of the date he or she is so approved for membership in the retirement system, is already a member thereof, shall not have his or her total credit reduced by such approval. Any reserve held on account of any such officer or employee in the pension accumulation fund shall be used as an offset against the deficiency contribution payable thereafter by such library on account of such officer or employee for any prior service credit and any such previous credit.

S 5. This act shall take effect immediately.