

5625

2015-2016 Regular Sessions

I N   S E N A T E

May 20, 2015

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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:

1     Section 1. Policy and purposes. It is hereby declared to be the policy  
2 of this state to promote the education, economic welfare and prosperity  
3 of inhabitants of low-income communities, and to encourage the rehabili-  
4 tation of historic buildings and the provision of library services in  
5 low-income communities in order to promote the education of residents  
6 and assist in the economic revival of such communities. The rehabili-  
7 tation of historic buildings and the enhancement of public library  
8 services are matters of state concern. It is found that enabling the use  
9 of historic rehabilitation tax credits, new markets tax credits, and  
10 other tax and other incentives to assist in financing the rehabilitation  
11 and preservation of the Gloversville Public Library is for a public and  
12 governmental purpose and in the public interest for the benefit of the  
13 people served by the Gloversville Public Library and the improvement of  
14 their education, economic welfare, and prosperity and for the advance-  
15 ment and improvement of education and economic prosperity in the state.

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

18     (a) The Gloversville Public Library, acting by its board of trustees,  
19 is hereby authorized and empowered to transfer to any New York education  
20 corporation the real property known as the Gloversville Public Library,  
21 including the site thereof, building, parking areas and other facilities  
22 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.

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

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

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

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

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

50 S 5. This act shall take effect immediately.