

# STATE OF NEW YORK

6884

2019-2020 Regular Sessions

## IN SENATE

December 4, 2019

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

AN ACT to amend the education law, in relation to allowing all libraries of public institutions of higher learning, the state library, and Indian libraries to be open to the public for providing census-related services; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 249 of the education law, as amended by chapter 261  
2 of the laws of 2011, is amended to read as follows:

3 § 249. State library, when open; use of books. 1. The state library  
4 shall be kept open at least eight hours each day on five days every week  
5 in the year except the legal holidays known as Independence day, Thanks-  
6 giving day and Christmas day. Nothing in this section shall prohibit the  
7 regents from opening the state library on other days and times. Members  
8 of the legislature, judges of the court of appeals, justices of the  
9 supreme court and heads of state departments may borrow from the library  
10 books for use in Albany, but shall be subject to such restrictions and  
11 penalties as may be prescribed by the regents for the safety or greater  
12 usefulness of the library. Under such rules and conditions as the  
13 regents may prescribe, the state library may lend its books and printed  
14 material for a limited time to other individuals and institutions  
15 conforming to said rules and conditions. Such service shall be free to  
16 residents of this state as far as practicable, but the regents may, in  
17 their discretion, charge a proper fee to nonresidents or for assistance  
18 of a personal nature or for other reason not properly an expense to the  
19 state, but which may be authorized for the accommodation of users of the  
20 library.

21 2. The state library shall be open to the public, during operational  
22 hours, for purposes of providing the public with census-related  
23 services. Census-related services shall include, but not be limited to,  
24 the use of computers, secure internet access, and translation services  
25 if such services are provided. The state library may coordinate their

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

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1 census-related services with any relevant state agencies. The state  
2 library, in a manner determined by such institution, shall advertise  
3 these census-related services within their facilities. Advertising shall  
4 include, but not be limited to, displaying signage, providing brochures,  
5 and including information on census-related services in any digital  
6 communications.

7 § 2. Section 249-a of the education law, as added by chapter 1048 of  
8 the laws of 1974, is amended to read as follows:

9 § 249-a. Libraries of public institutions of higher education; access  
10 and use. 1. The state university trustees and the board of higher educa-  
11 tion of the city of New York are hereby authorized to establish such  
12 rules and regulations as may be necessary and appropriate to make  
13 provision for access and use by the residents of the state of the  
14 libraries and library facilities of the public institutions of higher  
15 education under their respective jurisdictions.

16 2. All libraries of public institutions of higher education shall  
17 permit the public access, at times determined by the institution, for  
18 purposes of providing the public with free of cost census-related  
19 services. Census-related services shall include, but not be limited to,  
20 the use of computers, secure internet access, and census information  
21 services, if provided. In addition, all libraries of public institutions  
22 of higher education shall allow the public similar access to translation  
23 services, as available to students, in a manner determined by the insti-  
24 tution. Libraries of public institutions of higher education may coor-  
25 ordinate their census-related services with any relevant state agencies.  
26 Libraries of public institutions of higher education shall advertise  
27 these census-related services within their facilities, in a manner  
28 determined by the institution. Advertising shall include, but not be  
29 limited to, displaying signage, providing brochures, and including  
30 information on census-related services in any digital communications.

31 § 3. Section 262 of the education law, as amended by chapter 476 of  
32 the laws of 1977, is amended to read as follows:

33 § 262. Use of public and Indian libraries. 1. Every library estab-  
34 lished under section two hundred fifty-five of this [~~chapter~~] part shall  
35 be forever free to the inhabitants of the municipality or district or  
36 Indian reservation, which establishes it, subject always to rules of the  
37 library trustees who shall have authority to exclude any person who  
38 wilfully violates such rules; and the trustees may, under such condi-  
39 tions as they think expedient, extend the privileges of the library to  
40 persons living outside such municipality or district or Indian reserva-  
41 tion.

42 2. All public and Indian libraries shall be open to the public, during  
43 operational hours, for purposes of providing the public with census-re-  
44 lated services. Census-related services shall include, but not be  
45 limited to, the use of computers, secure internet access, translation  
46 services, and census information services, if provided. Public and Indi-  
47 an libraries may coordinate their census-related services with any rele-  
48 vant state agencies. Public and Indian libraries shall advertise these  
49 census-related services within their facilities, in a manner determined  
50 by the institution. Advertising shall include, but not be limited to,  
51 displaying signage, providing brochures, and including information on  
52 census-related services in any digital communications.

53 § 4. This act shall take effect immediately and shall expire and be  
54 deemed repealed on January 1, 2021.