

# STATE OF NEW YORK

8429

## IN SENATE

February 28, 2022

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

AN ACT to amend the education law, in relation to state aid eligibility for library construction; and to amend chapter 120 of the laws of 2020, amending the education law, relating to state aid for library construction, in relation to the effectiveness thereof

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

1 Section 1. Subdivision 1 of section 273-a of the education law, as  
2 amended by section 1 of chapter 563 of the laws of 2021, is amended to  
3 read as follows:

4 1. State aid shall be provided for up to fifty percent of the total  
5 project approved costs, excluding feasibility studies, plans or similar  
6 activities, for projects for the installation and infrastructure of  
7 broadband services, and for the acquisition of vacant land and the  
8 acquisition, construction, renovation or rehabilitation, including  
9 leasehold improvements, of buildings of public libraries and library  
10 systems chartered by the regents of the state of New York or established  
11 by act of the legislature subject to the limitations provided in subdi-  
12 vision six of this section and upon approval by the commissioner, except  
13 that state aid may be provided for up to seventy-five percent of the  
14 total project approved costs for buildings of public libraries that are  
15 located in an economically disadvantaged community and that state aid  
16 may be provided for up to ninety percent of the total project approved  
17 costs for buildings of public libraries that are located in an econom-  
18 ically distressed community. Provided however that the state liability  
19 for aid paid pursuant to this section shall be limited to funds appro-  
20 priated for such purpose. Aid shall be provided on approved expenses  
21 incurred during the period commencing July first and ending June thirti-  
22 eth for up to [~~four~~ six] years, or until the project is completed,  
23 whichever occurs first. Provided, however, that public libraries that  
24 received aid for projects pursuant to this section commencing July  
25 first, two thousand seventeen through July first, two thousand nineteen  
26 and are unable to complete such projects due to the state disaster emer-

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

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1 agency declared pursuant to executive order number two hundred two of two  
2 thousand twenty, as amended, shall be provided an additional twelve  
3 months from the statutory project end date to complete such projects.  
4 Fifty percent of such aid shall be payable to each system or library  
5 upon approval of the application by the department. Forty percent of  
6 such aid shall be payable in the next state fiscal year. The remaining  
7 ten percent shall be payable upon project completion.

8 § 2. Subdivision 1 of section 273-a of the education law, as amended  
9 by section 2 of chapter 563 of the laws of 2021, is amended to read as  
10 follows:

11 1. State aid shall be provided for up to fifty percent of the total  
12 project approved costs, excluding feasibility studies, plans or similar  
13 activities, for projects for the installation and infrastructure of  
14 broadband services, and for the acquisition of vacant land and the  
15 acquisition, construction, renovation or rehabilitation, including  
16 leasehold improvements, of buildings of public libraries and library  
17 systems chartered by the regents of the state of New York or established  
18 by act of the legislature subject to the limitations provided in subdi-  
19 vision six of this section and upon approval by the commissioner, except  
20 that state aid may be provided for up to seventy-five percent of the  
21 total project approved costs for buildings of public libraries that are  
22 located in an economically disadvantaged community and that state aid  
23 may be provided for up to ninety percent of the total project approved  
24 costs for buildings of public libraries that are located in an econom-  
25 ically distressed community. Provided however that the state liability  
26 for aid paid pursuant to this section shall be limited to funds appro-  
27 priated for such purpose. Aid shall be provided on approved expenses  
28 incurred during the period commencing July first and ending June thirti-  
29 eth for up to [~~four~~] ~~six~~ years, or until the project is completed,  
30 whichever occurs first. Fifty percent of such aid shall be payable to  
31 each system or library upon approval of the application by the depart-  
32 ment. Forty percent of such aid shall be payable in the next state  
33 fiscal year. The remaining ten percent shall be payable upon project  
34 completion.

35 § 3. Section 2 of chapter 120 of the laws of 2020, amending the educa-  
36 tion law, relating to state aid for library construction, is amended to  
37 read as follows:

38 § 2. This act shall take effect immediately and shall expire and be  
39 deemed repealed July 1, [~~2023~~] ~~2024~~; provided, however, that the amend-  
40 ments to subdivision 1 of section 273-a of the education law made by  
41 section one of this act shall not affect the expiration of such section  
42 and shall be deemed to expire therewith.

43 § 4. This act shall take effect immediately; provided, that the amend-  
44 ments to subdivision 1 of section 273-a of the education law made by  
45 section one of this act shall be subject to the expiration and reversion  
46 of such subdivision pursuant to section 2 of chapter 120 of the laws of  
47 2020, as amended, when upon such date the provisions of section two of  
48 this act shall take effect; and provided, further, that the amendments  
49 to subdivision 1 of section 273-a of the education law made by sections  
50 one and two of this act shall not affect the expiration of such section  
51 and shall be deemed to expire therewith.