

STATE OF NEW YORK

120

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sens. KAPLAN, THOMAS -- read twice and ordered printed,
and when printed to be committed to the Committee on Consumer
Protection

AN ACT to amend the general business law, in relation to prohibiting
publishers from limiting the number of copies of e-books available at
public libraries

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

1 Section 1. The general business law is amended by adding a new section
2 338 to read as follows:

3 § 338. E-books. 1. For the purposes of this section, the following
4 terms shall have the following meanings:

5 a. "E-book" shall mean a book published in or converted to digital
6 format for display on a computer screen or handheld electronic device.

7 b. "Public library" shall mean a library, other than a professional or
8 technical library, established for free public purposes by official
9 action of a municipality or district or the legislature, where the whole
10 interests belong to the public, or any other library maintained for the
11 benefit and free use on equal terms of all the people of the community
12 in which such library is located.

13 2. No person, partnership, limited partnership, unincorporated joint-
14 stock association, or corporation publishing a book for sale in New York
15 state in an e-book format shall, in any way, limit the number of copies
16 of such e-book which may be made available for rental at any public
17 library in New York state.

18 § 2. This act shall take effect on the sixtieth day after it shall
19 have become a law.

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

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