STATE OF NEW YORK

7843--A

2023-2024 Regular Sessions

IN ASSEMBLY

July 7, 2023

Introduced by M. of A. KELLES -- read once and referred to the Committee on Libraries and Education Technology -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to requiring certain libraries to adopt policies preventing the banning of certain library materials, services, or programming

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

Section 1. Section 254 of the education law, as amended by chapter 718 of the laws of 1981, is amended to read as follows:

§ 254. Standards of library service. **1.** The regents shall have power to fix standards of library service for every free association, public and hospital library or, with the advice of the appropriate tribal government and library board of trustees, Indian library which receives any portion of the moneys appropriated by the state to aid such libraries, or which is supported in whole or in part by tax levied by any municipality or district. In the case of a hospital library or a library serving a hospital, such standards shall be established in consultation with the commissioner of health. If any such library shall fail to comply with the regents requirements, such library shall not receive any portion of the moneys appropriated by the state for free, hospital or Indian libraries nor shall any tax be levied by any municipality or district for the support in whole or in part of such library.

2. Such standards shall require every free association, public, and hospital library or, with the advice of the appropriate tribal government and library board of trustees, Indian library, which receives any portion of the moneys appropriated by the state to aid such libraries, to adopt policies and procedures that ensure library materials, services, and programming shall not be proscribed or removed because of partisan or doctrinal disapproval.

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

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

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