

LAW
OF THE
STATE OF NEW YORK

PASSED AT THE
ONE HUNDRED AND EIGHTY-NINTH
SESSION

OF THE
LEGISLATURE
CONVENED JANUARY FIFTH AND
ADJOURNED JULY FIFTH

1966

AT THE CITY OF ALBANY
ALSO OTHER MATTERS REQUIRED BY LAW
TO BE PUBLISHED WITH THE SESSION LAWS

Volume II



ALBANY
1966

issuer, the aggregate principal amount of which is, or would exceed, sixty thousand dollars.

The foregoing limitations of this paragraph shall not be applicable to notes renewed at private sale where such notes were originally sold at public sale, pursuant to the requirements of former section 60.20 of this chapter, and are renewed by the original buyer thereof at the same or lower rate of interest.

§ 2. This act shall take effect immediately.

CHAPTER 852

AN ACT to amend the education law, in relation to the powers of school districts to employ or contract for the preparation of records and accounts

Became a law July 28, 1966, with the approval of the Governor. Passed on message of necessity pursuant to article III, section 14 of the Constitution by a majority vote, three-fifths being present

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

Section 1. Section twenty-one hundred sixteen-a of the education law is hereby amended by adding thereto a new subdivision, to be subdivision four, to read as follows:

4. *The school authorities of each school district may employ or contract for the preparation of payrolls, accounts and records by persons, firms or corporations using electronic computer systems.*

§ 2. This act shall take effect immediately.

CHAPTER 853

AN ACT to provide for the establishment of the Hauppauge public library in the town of Islip, Suffolk county

Became a law July 28, 1966, with the approval of the Governor. Passed by a majority vote, three-fifths being present

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

Section 1. Establishment of library. Notwithstanding the provisions of any general or special law to the contrary, the town board of the town of Islip, Suffolk county, is hereby authorized, acting by a majority vote of the members of such town board, to establish a public library, to be known as the Hauppauge public library, which shall serve all the territory that lies within

EXPLANATION — Matter in *italics* is new; matter in brackets [] is old law to be omitted.

LAWS
OF THE
STATE OF NEW YORK

PASSED AT THE
ONE HUNDRED AND NINETY-FOURTH
SESSION

OF THE
LEGISLATURE
CONVENED JANUARY SIXTH AND
ADJOURNED JUNE SIXTH

1971

AT THE CITY OF ALBANY
ALSO OTHER MATTERS REQUIRED BY LAW
TO BE PUBLISHED WITH THE SESSION LAWS

VOLUME I



ALBANY
1971

CLAP.

CHAPTER 514

AN ACT to authorize the village of Greenport to finance certain expenditures beyond budget appropriations in certain cases and providing for the payment thereof

Became a law June 17, 1971, with the approval of the Governor. Passed on Home Rule request pursuant to Article IX, section 2(b) (2) of the Constitution, by a majority vote, three-fifths being present

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

Section 1. The village of Greenport is hereby authorized to pay back into its electric department depreciation fund, the amount of thirty thousand dollars, which was withdrawn during the fiscal year nineteen hundred sixty-nine-seventy in order to fund general village expenditures in excess of budget appropriations.

§ 2. The sum of thirty thousand dollars shall be paid back into such electric department depreciation fund up to and no later than June first, nineteen hundred seventy-four. The source of the funds for repayment shall be (a) general appropriation of the village and/or (b) surplus revenues of the village electric department and/or (c) notwithstanding any of the provisions of section 25.00 of the local finance law, the proceeds of the issuance of revenue anticipation notes, not in excess of thirty thousand dollars, which shall be redeemed by surplus revenues of the village electric department and which shall be renewable for periods not in excess of one year and in no event beyond June first, nineteen hundred seventy-four.

§ 3. This act shall take effect immediately.

CHAPTER 515

AN ACT to amend chapter eight hundred fifty-three of the laws of nineteen hundred sixty-six, entitled "An act to provide for the establishment of the Hauppauge public library in the town of Islip, Suffolk county"

Became a law June 17, 1971, with the approval of the Governor. Passed by a majority vote, three-fifths being present

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

Section 1. Chapter eight hundred fifty-three of the laws of nineteen hundred sixty-six, entitled "An act to provide for the establishment of the Hauppauge public library in the town of Islip, Suffolk county" is hereby amended to read as follows:

Section 1. Establishment of library. Notwithstanding the provisions of any general or special law to the contrary, [the town board of the town of Islip, Suffolk county, is] *the qualified voters of union free school district number six of the town of Islip residing within the town of Islip* are hereby authorized, acting by

EXPLANATION — Matter in *italics* is new; matter in brackets [] is old law to be omitted.

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a majority vote [of the members of such town board,] of such voters present and voting at an election which shall be called by the board of education of such union free school district whenever twenty-five taxpayers shall so petition to establish a public library, to be known as the Hauppauge public library, which shall serve all the territory that lies within union free school district [No. 6] number six as the same is located within the town of Islip only, Suffolk county, situate in the unincorporated area of the town of Islip.

§ 2. [Election required. Such town board shall not establish the library as hereinbefore authorized unless such establishment of the library is approved by a majority of the residents of the area to be served by said public library who are electors of said town and who own real property assessed on the most recent assessment roll of said town voting in an election held in said town pursuant to article six of the town law.

§ 3. The trustees shall be [appointed by said town board] elected by the residents of the area to be served by such library who are qualified voters of union free school district number six of the town of Islip, Suffolk county, as provided in section two hundred sixty of the education law, provided that every trustee must at the time of his appointment and throughout his term of office be [(1) a resident of the area to be served by such public library (2) an elector of such town and (3) the owner of property within the area served by such library assessed upon the latest completed assessment roll of the town of Islip] a qualified voter of such school district, and reside within the area to be served.

§ [4] 3. Application for charter. The duly [appointed] elected trustees shall, within thirty days after the [town board shall] voters establish the library as hereinbefore authorized, apply to the board of regents for a charter as a public library. Except as is otherwise provided by this act, the trustees shall, upon receiving such a charter, have the powers of trustees of a public library as set forth in the education law.

§ 5. The necessary expenses of operation, maintenance and repair of such facilities and services and the cost of improvements shall be paid for by taxes assessed, levied and collected from the several lots and parcels of land in the area to be served by said public library in the same manner and at the same time as other town charges.

The costs of improvements may be financed pursuant to the local finance law and in such case the town board shall raise annually by tax a sum sufficient to pay the interest and the principal of obligations issued to finance such improvement, if not otherwise paid, as the same shall become due: such tax shall be assessed, levied and collected from the several lots and parcels of land within the area to be served by such public library in the same manner and at the same time as other town charges.]

§ 4. a. The qualified voters of six of the town of Islip, residing have power by a majority of those or special meeting of the qualified voters residing in the town of Islip, to the board of education of such school district local board of such school district local board for the purpose of paying the necessary expenses of such public library. Such sum so voted shall be assessable property of said school district of Islip, and shall be collected in district taxes.

b. Union free school district may acquire real or personal property for the library created pursuant to this act. Such school district residing within the town of Islip, Suffolk county, who are qualified voters shall have established a public library within the town of Islip, Suffolk county, as provided in section two hundred sixty of the education law, provided that every trustee must at the time of his appointment and throughout his term of office be [(1) a resident of the area to be served by such public library (2) an elector of such town and (3) the owner of property within the area served by such library assessed upon the latest completed assessment roll of the town of Islip] a qualified voter of such school district, and reside within the area to be served.

§ [6] 5. Except as otherwise provided in sections of the education law relating to school districts and libraries shall be applicable to the town of Islip herein provided and the trustees of such school district shall have the powers of trustees of a public library as set forth in the education law.

§ [7] 6. This act shall take effect on the first day of January next following the date of its enactment.

§ 2. This act shall take effect on the first day of January next following the date of its enactment.

CHAPTE

AN ACT to authorize the city of Elmira to use certain lands therein for park purposes, and to sell such lands.

Became a law June 17, 1971, with amendments. Home Rule request pursuant to Article VIII, Section 1, of the Constitution by a majority vote, three-fifths of the members of the Senate and a majority of the members of the Assembly.

The People of the State of New York do enact as follows:

EXPLANATION — Matter in italics is new.

§ 4. a. *The qualified voters of union free school district number six of the town of Islip, residing within the town of Islip, shall have power by a majority of those present and voting at an annual or special meeting of the qualified voters of such school district residing in the town of Islip, to vote a tax on the taxable property of such school district located in the town of Islip, for the purpose of paying the necessary expense of operation and maintenance of such public library including capital improvements. Such sum so voted shall be assessed and levied against the taxable property of said school district situated within the town of Islip, and shall be collected in the same manner as other school district taxes.*

b. *Union free school district number six in the town of Islip may acquire real or personal property for library purposes for the library created pursuant to this act. The qualified voters of such school district residing within the town of Islip, when such voters shall have established a public library under the provisions of this act, may determine, at a duly called special meeting of such voters by majority of the voters present and voting on the proposition, to levy a tax to be collected in installments for the purchase or condemnation of a site and the erection thereon of a library building on land acquired otherwise than by purchase or condemnation, or for the purchase of land and a suitable building thereon and the making of necessary alterations and additions and the equipping of such building for use as a library. Any such tax so voted shall be assessed and levied against the taxable property of union free school district number six of the town of Islip situated within the town of Islip and shall be collected in the same manner as other school district taxes.*

§ [6] 5. Except as otherwise provided by this act the provisions of the education law relating to public libraries established by [towns] school districts and to the trustees of such public libraries shall be applicable to the public library established as herein provided and the trustees thereof.

§ [7] 6. This act shall take effect immediately.

§ 2. This act shall take effect immediately.

CHAPTER 516

AN ACT to authorize the city of Elmira, Chemung county, to discontinue the use of certain lands therein acquired, reserved or designated by the city for park purposes, and to sell and convey such lands at public sale

Became a law June 17, 1971, with the approval of the Governor. Passed on Home Rule request pursuant to Article IX, section 2(b)(2) of the Constitution by a majority vote, three-fifths being present

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

EXPLANATION — Matter in italics is new; matter in brackets [] is old law to be omitted.

Islip, Town of—Hauppauge Public Library

CHAPTER 515

An Act to amend chapter eight hundred fifty-three of the laws of nineteen hundred sixty-six, entitled "An act to provide for the establishment of the Hauppauge public library in the town of Islip, Suffolk county".

Approved and effective June 17, 1971.

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

Section 1. Chapter eight hundred fifty-three of the laws of nineteen hundred sixty-six, entitled "An act to provide for the establishment of the Hauppauge public library in the town of Islip, Suffolk county" is hereby amended to read as follows:

Section 1. Establishment of library. Notwithstanding the provisions of any general or special law to the contrary, ~~the town board of the town of Islip, Suffolk county, is~~ the qualified voters of union free school district number six of the town of Islip residing within the town of Islip are hereby authorized, acting by a majority vote ~~of the members of such town board, of such voters present and voting at an election which shall be called by the board of education of such union free school district whenever twenty-five taxpayers shall so petition~~ to establish a public library, to be known as the Hauppauge public library, which shall serve all the territory that lies within union free school district No. 6 number six as the same is located within the town of Islip only, Suffolk county, situate in the unincorporated area of the town of Islip.

§ 2. Election required. ~~Such town board shall not establish the library as hereinbefore authorized unless such establishment of the library is approved by a majority of the residents of the area to be served by said public library who are electors of said town and who own real property assessed on the most recent assessment roll of said town voting in an election held in said town pursuant to article six of the town law.~~

§ 3. ~~The trustees shall be appointed by said town board elected by the residents of the area to be served by such library who are qualified voters of union free school district number six of the town of Islip, Suffolk county, as provided in section two hundred sixty of the education law, provided that every trustee must at the time of his appointment and throughout his term of office be (1) a resident of the area to be served by such public library (2) an elector of such town and (3) the owner of property within the area served by such library assessed upon the latest completed assessment roll of the town of Islip a qualified voter of such school district, and reside within the area to be served.~~

§ 4.3. Application for charter. ~~The duly appointed elected trustees shall, within thirty days after the town board shall voters establish the library as hereinbefore authorized, apply to the board of regents for a charter as a public library. Except as is otherwise provided by this act, the trustees shall, upon receiving such a charter, have the powers of trustees of a public library as set forth in the education law.~~

§ 5. ~~The necessary expenses of operation, maintenance and repair of such facilities and services and the cost of improvements shall be paid for by taxes assessed, levied and collected from the several lots~~

~~deletions by strikeouts~~

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and parcels of land in the area to be served by said public library in the same manner and at the same time as other town charges.

The costs of improvements may be financed pursuant to the local finance law and in such case the town board shall raise annually by tax a sum sufficient to pay the interest and the principal of obligations issued to finance such improvement, if not otherwise paid, as the same shall become due; such tax shall be assessed, levied and collected from the several lots and parcels of land within the area to be served by such public library in the same manner and at the same time as other town charges.

§ 4. a. The qualified voters of union free school district number six of the town of Islip, residing within the town of Islip, shall have power by a majority of those present and voting at an annual or special meeting of the qualified voters of such school district residing in the town of Islip, to vote a tax on the taxable property of such school district located in the town of Islip, for the purpose of paying the necessary expense of operation and maintenance of such public library including capital improvements. Such sum so voted shall be assessed and levied against the taxable property of said school district situated within the town of Islip, and shall be collected in the same manner as other school district taxes.

b. Union free school district number six in the town of Islip may acquire real or personal property for library purposes for the library created pursuant to this act. The qualified voters of such school district residing within the town of Islip, when such voters shall have established a public library under the provisions of this act, may determine, at a duly called special meeting of such voters by majority of the voters present and voting on the proposition, to levy a tax to be collected in installments for the purchase or condemnation of a site and the erection thereon of a library building on land acquired otherwise than by purchase or condemnation, or for the purchase of land and a suitable building thereon and the making of necessary alterations and additions and the equipping of such building for use as a library. Any such tax so voted shall be assessed and levied against the taxable property of union free school district number six of the town of Islip situated within the town of Islip and shall be collected in the same manner as other school district taxes.

§ 6 5. Except as otherwise provided by this act the provisions of the education law relating to public libraries established by towns school districts and to the trustees of such public libraries shall be applicable to the public library established as herein provided and the trustees thereof.

§ 7 6. This act shall take effect immediately.

§ 2. This act shall take effect immediately.