

LAWS OF NEW YORK, 2023

CHAPTER 571

1 AN ACT to amend the education law, in relation to digital materials

2
3 Became a law October 25, 2023, with the approval of the Governor.

4 Passed by a majority vote, three-fifths being present.

5
6 The People of the State of New York, represented in Senate and Assem-
7 bly, do enact as follows:

8
9 Section 1. Subdivision 2 of section 711 of the education law, as
10 amended by section 2 of part A-1 of chapter 58 of the laws of 2011, is
11 amended to read as follows:

12 2. School library materials, for the purposes of this article shall
13 mean [~~both~~] digital materials, audio/visual materials and printed mate-
14 rials that may or may not require magnification which meet all of the
15 following criteria: (1) materials which are catalogued and processed as
16 part of the school library or media center for use by elementary and/or
17 secondary school children and teachers; (2) materials which with reason-
18 able care and use may be expected to last more than one year; and (3)
19 materials which would not be eligible for aid pursuant to sections seven
20 hundred one and seven hundred fifty-one of this title. School library
21 materials meeting these criteria may include (i) hard cover [~~and~~],
22 paperback books and e-books, periodicals, that is, print and digital
23 publications which are subscription-based and appear at regular inter-
24 vals of less than one year on a continuing basis for an indefinite peri-
25 od, documents other than books, pamphlets, musical scores, other
26 printed, digital and published materials, [~~and~~] (ii) for school year
27 nineteen hundred eighty-six--eighty-seven and thereafter, audio/visual
28 materials including films, film strips, micro-film, sound recordings,
29 processed slides, transparencies, kinescopes, video tapes, maps, charts,
30 globes, pictorial works, including pictures and picture sets, reprod-
31 uctions, photographs, graphic works, and any other audio/visual materi-
32 als of a similar nature made.

33 § 2. This act shall take effect immediately.

34
35 The Legislature of the STATE OF NEW YORK ss:

36 Pursuant to the authority vested in us by section 70-b of the Public
37 Officers Law, we hereby jointly certify that this slip copy of this
38 session law was printed under our direction and, in accordance with such
39 section, is entitled to be read into evidence.

40
41 ANDREA STEWART-COUSINS
42 Temporary President of the Senate

CARL E. HEASTIE
Speaker of the Assembly

43
44
45
46 EXPLANATION--Matter in italics is new; matter in brackets [~~-~~] is old law
47 to be omitted.