S T A T E  O F  N E W  Y O R K

6235

I N  S E N A T E

January 17, 2012

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

AN ACT to amend the education law, in relation to the dates school district proposition votes may be held

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The education law is amended by adding a new section 1501-d to read as follows:

S 1501-D. DATE OF SCHOOL DISTRICT PROPOSITION VOTES. NOTWITHSTANDING ANY LAW, RULE OR REGULATION TO THE CONTRARY, ALL PROPOSITIONS CONDUCTED PURSUANT TO THIS TITLE AND VOTED UPON BY THE QUALIFIED VOTERS OF ANY SCHOOL DISTRICT SHALL BE HELD ONLY ON THE FOLLOWING DATES:

1. ON THE THIRD TUESDAY IN MAY, PROVIDED, HOWEVER, THAT SUCH ELECTION SHALL BE HELD ON THE SECOND TUESDAY IN MAY IF THE COMMISSIONER AT THE REQUEST OF A LOCAL SCHOOL BOARD CERTIFIES NO LATER THAN MARCH FIRST THAT SUCH ELECTION WOULD CONFLICT WITH RELIGIOUS OBSERVANCES. SUCH ELECTION SHALL TAKE PLACE AT A TIME AND PLACE SEPARATE FROM THE ANNUAL MEETING OF SUCH SCHOOL DISTRICT; OR

2. ON EITHER OR BOTH OF TWO ADDITIONAL DATES TO BE SET BY THE COMMISSIONER, IN CONSULTATION WITH THE STATE BOARD OF ELECTIONS. SUCH ADDITIONAL DATES SHALL NOT TAKE PLACE BETWEEN THE FIRST TUESDAY AFTER THE FIRST MONDAY OF NOVEMBER AND THE THIRD MONDAY OF JANUARY, KNOWN AS DR. MARTIN LUTHER KING, JR. DAY.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized and directed to be made and completed on or before such effective date.

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

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