

8683

2011-2012 Regular Sessions

I N   A S S E M B L Y

October 27, 2011

---

Introduced by M. of A. CUSICK -- read once and referred to the Committee  
on Education

AN ACT to amend the education law, in relation to creating an exception  
to school busing requirements in the city of New York for restoration  
of past services

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

1     Section 1. Paragraph c of subdivision 1 of section 3635 of the educa-  
2     tion law, as amended by chapter 171 of the laws of 1996, is amended to  
3     read as follows:  
4     c. The foregoing provisions of this subdivision shall not require  
5     transportation to be provided for children residing within a city school  
6     district, but if provided by such district pursuant to other provisions  
7     of this chapter, such transportation shall be offered equally to all  
8     such children in like circumstances; PROVIDED, HOWEVER, THAT IN CITIES  
9     WITH A POPULATION OF ONE MILLION OR MORE, EXCEPTIONS SHALL BE GRANTED TO  
10    ALLOW THE USE OF EXISTING CONTRACT BUS SERVICE PROVIDED FOR CHILDREN IN  
11    ELEMENTARY GRADES BY PUPILS IN GRADES SEVEN AND EIGHT, BUT ONLY WHERE  
12    SUCH USE IS AN EXTENSION OR REINSTATEMENT OF A SERVICE PROVIDED PRIOR TO  
13    SEPTEMBER, TWO THOUSAND TEN, IN WHICH CASE THE REQUIREMENTS OF THIS  
14    PARAGRAPH SHALL NOT APPLY; provided further that in city school  
15    districts in cities having a population of one hundred twenty-five thou-  
16    sand inhabitants or less such transportation, if provided, shall be  
17    subject to the mileage limitations prescribed in paragraph a of this  
18    subdivision or such greater or lesser limitations as are approved by the  
19    board of education prior to July first, nineteen hundred ninety-six or  
20    as otherwise authorized in subdivision twelve of section twenty-five  
21    hundred three of this chapter. City school districts with a population  
22    of more than two hundred twenty-five thousand and less than three  
23    hundred thousand, according to the nineteen hundred eighty federal  
24    census, which elect to provide transportation shall do so in accord with  
25    the grade and distance provisions of this subdivision including trans-  
26    portation outside the city limits.  
27    S 2. This act shall take effect immediately.

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

LBD13465-04-1