

4434

2011-2012 Regular Sessions

I N   S E N A T E

April 5, 2011

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Introduced by Sen. MARTINS -- 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 enacting the school bus mandate relief act authorizing school boards to reduce the number of seats provided for student transportation

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

1     Section 1. This act shall be known and may be cited as the "school bus  
2     mandate relief act".  
3     S 2. Section 3635 of the education law is amended by adding a new  
4     subdivision 8 to read as follows:  
5     8. A. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE, OR REGULATION,  
6     THE BOARD OF EDUCATION OF A SCHOOL DISTRICT MAY, AT THE DISCRETION OF  
7     THE BOARD, BASED UPON A DOCUMENTED HISTORY OF THE ACTUAL NUMBER OF  
8     RIDERS IN EACH OF THE PRECEDING THREE YEARS SHOWING A CONSISTENT PATTERN  
9     OF ELIGIBLE PUPILS NOT USING THE TRANSPORTATION PROVIDED BY THE  
10    DISTRICT, ENACT A POLICY TO PROVIDE STUDENT TRANSPORTATION WITH A CAPAC-  
11    ITY OF NOT LESS THAN ONE HUNDRED TWENTY PERCENT OF THE MAXIMUM ACTUAL  
12    NUMBER OF RIDERS DURING SUCH THREE YEAR PERIOD.  
13    B. THE DOCUMENTED HISTORY OF THE ACTUAL NUMBER OF RIDERS IN EACH OF  
14    THE PRECEDING THREE YEARS OF ANY SCHOOL DISTRICT WHERE THE BOARD OF  
15    EDUCATION HAS ENACTED THE POLICY AUTHORIZED BY PARAGRAPH A OF THIS  
16    SUBDIVISION SHALL BE FILED WITH THE STATE BOARD OF EDUCATION EACH YEAR  
17    THE SCHOOL DISTRICT ENACTS A POLICY OF PROVIDING STUDENT TRANSPORTATION  
18    BASED ON PATTERNS OF THE ACTUAL NUMBER OF RIDERS.  
19    S 3. This act shall take effect immediately.

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

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