

5423

2011-2012 Regular Sessions

I N S E N A T E

May 19, 2011

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

AN ACT to provide for the payment of the debts and obligations of the West Park union free school district, in the town of Esopus in the county of Ulster; to amend chapter 566 of the laws of 1967, relating to providing for the apportionment of funds to certain special school districts, in relation to eliminating references to the West Park union free school district; and to repeal chapter 744 of the laws of 1973 relating to establishing and constituting as a separate union free school district certain territory in the town of Esopus in the county of Ulster

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

1 Section 1. Chapter 744 of the laws of 1973 relating to establishing
2 and constituting as a separate union free school district certain terri-
3 tory in the town of Esopus in the county of Ulster is REPEALED.
4 S 2. Section 1 of chapter 566 of the laws of 1967, relating to provid-
5 ing for the apportionment of funds to certain special school districts,
6 as amended by chapter 478 of the laws of 2006, is amended to read as
7 follows:
8 Section 1. Notwithstanding the provisions of section 3602 and 3602-b
9 of the education law, and in lieu of any apportionments to which such
10 school districts might otherwise be entitled under such sections or
11 under any other provisions of law, the commissioner of education is
12 hereby authorized to include the following school districts in the annu-
13 al apportionment of public moneys and such apportionment shall be
14 computed in accordance with the provisions of sections two, three and
15 four of this act: union free school district number twenty-seven of the
16 town of Dryden, Tompkins county; union free school district number eight
17 of the town of Canaan, Columbia county; union free school districts
18 numbers ten, eleven, twelve and thirteen of the town of Greenburgh,

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

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1 Westchester county; union free school districts numbers three and four
2 of the town of Mount Pleasant, Westchester county; union free school
3 district number six, Blythedale, town of Mount Pleasant, Westchester
4 county; and Randolph Children's Home union free school district of the
5 town of Randolph, Cattaraugus county; [West Park union free school
6 district number two, town of Esopus, Ulster county;] common school
7 district number seven of the town of Oyster Bay, Nassau county; the
8 Hopevale union free school district, town of Hamburg, Erie county; and
9 union free school district number three, town of Riverhead, Suffolk
10 county.

11 S 3. Any funds remaining in the possession of the West Park union free
12 school district number two, after all of its debts and obligations have
13 been paid, shall be paid over to each social services district having
14 resident children served by such school district in the 2010-2011 school
15 year in the same proportion as the number of students placed by each
16 such social services district and served by such school district in the
17 2010-2011 school year bears to the total number of students served by
18 such school district in the 2010-2011 school year. Though such school
19 district be dissolved, section 1518 of the education law shall be deemed
20 to apply, and it shall continue to exist in law for the purpose of
21 providing for and paying all its just debts and the board of education
22 shall continue to be authorized to receive funds payable to such school
23 district or board of education, including, but not limited to, any
24 tuition reimbursement pursuant to article 81 of the education law for
25 services rendered to students on or before January 1, 2011. The board of
26 education shall establish a trust account, annuity or other appropriate
27 account for the purpose of payment to its former employees of the costs
28 of health insurance in retirement and shall deposit into such account
29 all available funds not otherwise encumbered until an amount sufficient
30 to fulfill its projected obligations for the provision of health insur-
31 ance pursuant to article 11-A of the civil service law are met.

32 S 4. The records of the West Park union free school district number
33 two shall be forwarded to the district superintendent of schools of the
34 sole supervisory district of Ulster county for preservation. Notwith-
35 standing any other provision of law to the contrary, the local govern-
36 ment records management grant payable to such school district in the
37 2010-2011 school year for the management of such records shall be paid
38 to the board of cooperative educational services of the sole supervisory
39 district of the county of Ulster, which shall use such funds in accord-
40 ance with the terms and conditions of such grant. Such records shall be
41 deemed to be records of the board of cooperative educational services
42 for purposes of such local government records management grants.

43 S 5. The territory comprising the West Park union free school district
44 number two, town of Esopus, county of Ulster, shall revert to and become
45 a part of the Kingston city school district in the county of Ulster.

46 S 6. This act shall take effect immediately.