

STATE OF NEW YORK

7339

2019-2020 Regular Sessions

IN ASSEMBLY

April 25, 2019

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

AN ACT to amend the education law, in relation to mayoral control of the city school district of the city of New York

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 1 of section 2590-b of the
2 education law, as amended by chapter 345 of the laws of 2009, is amended
3 and a new paragraph (f) is added to read as follows:

4 (a) The board of education of the city school district of the city of
5 New York is hereby continued. Such board of education shall consist of
6 thirteen appointed members: one member to be appointed by the public
7 advocate of the city of New York, one member to be appointed by each
8 borough president of the city of New York; and [~~eight~~] seven members to
9 be appointed by the mayor of the city of New York. The chancellor shall
10 serve as an ex-officio non-voting member of the city board. The city
11 board shall elect its own chairperson from among its voting members. All
12 thirteen appointed members [~~shall serve at the pleasure of the appoint-~~
13 ~~ing authority and~~] shall not be employed in any capacity by the city of
14 New York, or a subdivision thereof, or the city board. No appointed
15 member of the city board shall also be a member, officer, or employee of
16 any public corporation, authority, or commission where the mayor of the
17 city of New York has a majority of the appointments. The public advo-
18 cate's appointee shall be a resident of the city of New York. Each
19 borough president's appointee shall be a resident of the borough for
20 which the borough president appointing him or her was elected and shall
21 be the parent of a child attending a public school within the city
22 school district of the city of New York. Each mayoral appointee shall
23 be a resident of the city [~~and two~~], four shall be parents of a child
24 attending a public school within the city district and three shall have
25 expertise in an area that will assist the city board in achieving its

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

LBD08911-03-9

1 purpose. All parent members shall be eligible to continue to serve on
2 the city board for two years following the conclusion of their child's
3 attendance at a public school within the city district. All appointees
4 shall serve for a term of two years and shall not be removed without
5 just cause. Any recommendation for the removal of an appointee shall be
6 made by the appointing authority and shall be approved only by a majori-
7 ty vote of the other twelve members. There shall be no limit on the
8 amount of terms an appointee can serve. Any vacancy shall be filled by
9 appointment by the appropriate appointing authority within ninety days
10 of such vacancy. Notwithstanding any provision of local law, the members
11 of the board shall not have staff, offices, or vehicles assigned to them
12 or receive compensation for their services, but shall be reimbursed for
13 the actual and necessary expenses incurred by them in the performance of
14 their duties.

15 (f) There shall be an advisory study group to report on the city board
16 established under this subdivision. The advisory study group shall:

17 (i) be chaired by the public advocate;

18 (ii) consist of five members to be appointed by the five borough pres-
19 idents, who shall each appoint one member, and each appointee shall
20 serve under the same residency and term limit requirements pursuant to
21 subdivision (a) of this section;

22 (iii) hold at least one meeting annually to discuss the effectiveness
23 of the city board in accomplishing its purpose; and

24 (iv) issue a report every five years on the effectiveness of the city
25 board in accomplishing its purpose and make recommendations on how to
26 improve the efficiency and quality of the city board's performance.

27 § 2. This act shall take effect on the thirtieth day after it shall
28 have become a law; provided, however, that the amendments to subdivision
29 1 of section 2590-b of the education law made by section one of this act
30 shall not affect the expiration of such subdivision and such section and
31 shall be deemed to expire therewith.