

STATE OF NEW YORK

3107

2023-2024 Regular Sessions

IN SENATE

January 27, 2023

Introduced by Sen. MANNION -- 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 aid payable to low spending high need school districts

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

1 Section 1. Section 3602 of the education law is amended by adding a
2 new subdivision 21 to read as follows:

3 21. Supplemental low spending high need aid. a. For aid payable in the
4 two thousand twenty-three--two thousand twenty-four school year and
5 thereafter, school districts shall be eligible for an additional appor-
6 tionment equal to the product of the aid per pupil as defined pursuant
7 to subparagraph six of paragraph b of this subdivision, multiplied by
8 public school district enrollment as computed pursuant to paragraph n of
9 subdivision one of this section.

10 b. For purposes of this subdivision, the following terms shall have
11 the following meanings:

12 (1) "Regional average spending" shall be equal to the sum of the
13 expense per pupil as computed pursuant to paragraph f of subdivision one
14 of this section for all districts within each labor force region,
15 divided by the number of districts in each respective labor force
16 region.

17 (2) "Labor force region" for each district shall have the same meaning
18 as defined pursuant to subparagraph two of paragraph a of subdivision
19 four of this section, provided that a city school district in a city
20 having a population of one million or more shall be assigned to the New
21 York City labor force region.

22 (3) "Needs resource index" shall be equal to the extraordinary needs
23 index divided by the combined wealth ratio computed pursuant to subpara-
24 graph one of paragraph c of subdivision three of this section.

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

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1 (4) "Extraordinary needs index" shall be equal to the extraordinary
2 needs percent as computed pursuant to paragraph w of subdivision one of
3 this section divided by the statewide average of such extraordinary
4 needs index.

5 (5) "Low spending percent" shall be equal to the quotient of the posi-
6 tive difference, if any, of the regional average spending less the
7 expense per pupil as computed pursuant to paragraph f of subdivision one
8 of this section, divided by the regional average spending.

9 (6) "Aid per pupil" shall be equal to (i) the product of the positive
10 difference, if any, of the needs resource index less one (1.0), (ii)
11 multiplied by the positive difference, if any, of the low spending
12 percent less one tenth (0.10), (iii) multiplied by two hundred fifty
13 dollars, provided that the aid per pupil shall not exceed seven hundred
14 fifty dollars.

15 § 2. Subparagraph (ii) of paragraph j of subdivision 1 of section 3602
16 of the education law, as amended by section 4 of part A of chapter 56 of
17 the laws of 2022, is amended to read as follows:

18 (ii) For aid payable in the two thousand eight--two thousand nine
19 school year and thereafter, the total foundation aid base shall equal
20 the total amount a district was eligible to receive in the base year
21 pursuant to subdivision four of this section plus foundation aid mainte-
22 nance of equity aid pursuant to subdivision four-a of this section plus
23 supplemental low spending high need aid calculated pursuant to subdivi-
24 sion twenty-one of this section.

25 § 3. Subparagraph (ii) of paragraph j of subdivision 1 of section 3602
26 of the education law, as amended by section 11 of part B of chapter 57
27 of the laws of 2007, is amended to read as follows:

28 (ii) For aid payable in the two thousand eight--two thousand nine
29 school year and thereafter, the total foundation aid base shall equal
30 the total amount a district was eligible to receive in the base year
31 pursuant to subdivision four of this section plus supplemental low
32 spending high need aid calculated pursuant to subdivision twenty-one of
33 this section.

34 § 4. This act shall take effect immediately; provided, however, that
35 the amendments to subparagraph (ii) of paragraph j of subdivision 1 of
36 section 3602 of the education law made by section two of this act shall
37 be subject to the expiration and reversion of such subparagraph pursuant
38 to section 35 of part A of chapter 56 of the laws of 2022, as amended,
39 when upon such date the provisions of section three of this act shall
40 take effect.