S T A T E O F N E W Y O R K

S. 397 A. 1038

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

(PREFILED)

January 7, 2009

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

IN ASSEMBLY -- Introduced by M. of A. McENENY, CANESTRARI -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to contingency budgets in school districts with more than 5 percent of their enrollment in charter schools

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

Section 1. Section 2023 of the education law is amended by adding a new subdivision 5 to read as follows:

5. FOR THE TWO THOUSAND NINE--TWO THOUSAND TEN SCHOOL YEAR, NOTWITHSTANDING THE PROVISIONS OF THIS SECTION THE BOARD OF EDUCATION OF ANY SCHOOL DISTRICT WITH MORE THAN FIVE PERCENT OF ENROLLMENT ATTENDING CHARTER SCHOOLS MAY ADOPT A CONTINGENCY BUDGET WITHIN THE CAP REQUIRED BY SUBDIVISION FOUR OF THIS SECTION AND INCLUDING ANY EXPENSES OF THE DISTRICT DEEMED NECESSARY FOR OPERATION BY THE BOARD OF EDUCATION SUCH AS EQUIPMENT, STUDENT SUPPLIES, PUBLIC USE OF SCHOOL BUILDINGS WITHOUT A FEE AND SALARY INCREASES FOR NON-CONTRACTUAL EMPLOYEES.

S 2. 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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