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

4304

2009-2010 Regular Sessions

I N A S S E M B L Y

February 3, 2009

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

AN ACT to amend the education law, in relation to limitation on expenditures and authorizing expenditures under a contingency budget

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

Section 1. Section 1718 of the education law is amended by adding two new subdivisions 3 and 4 to read as follows:

3. NOTWITHSTANDING ANY PROVISIONS OF THE LAW TO THE CONTRARY, WHENEVER THE LEGISLATURE DOES NOT PASS A BUDGET BY THE THIRD TUESDAY IN MAY, ANY FUNDS THAT A DISTRICT RECEIVES IN EXCESS OF FUNDS APPROVED BY THE VOTERS AS A RESULT OF THE LEGISLATURE'S SUBSEQUENT PASSAGE OF A BUDGET, MAY BE SPENT ON ANY ORDINARY CONTINGENT EXPENSES. SUCH EXPENDITURES SHALL NOT BE INCLUDED FOR PURPOSES OF CALCULATING A DISTRICT'S AUTHORIZED EXPENSES UNDER A CONTINGENCY BUDGET.

4. NOTWITHSTANDING ANY PROVISIONS OF THE LAW TO THE CONTRARY, WHENEVER THE LEGISLATURE APPROVES A BUDGET SUBSEQUENT TO THE DATE OF SUBMITTAL TO THE DEPARTMENT FOR SCHOOL REPORT CARDS, DISTRICTS MAY AMEND THEIR BUDGET PROPOSALS TO REFLECT ANY INCREASED FUNDING AS A RESULT OF THE LEGISLATURE'S SUBSEQUENT PASSAGE OF A BUDGET.

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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