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

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2009-2010 Regular Sessions

I N A S S E M B L Y

May 27, 2009

Introduced by M. of A. BRENNAN, BARRON -- Multi-Sponsored by -- M. of A. COOK -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to establishing a nominating panel for appointments by the mayor of the city of New York to the board of education, establishing the city-wide council on high schools and the purchase and delivery of material goods, supplies and services by or to the chancellor 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:

Section 1. Paragraph (a) of subdivision 1 of section 2590-b of the education law, as added by chapter 91 of the laws of 2002, is amended and a new paragraph (c) is added to read as follows:

(a) The board of education of the city school district of the city of New York is hereby continued. Such board of education shall consist of thirteen members: one member to be appointed by each borough president of the city of New York; seven members to be appointed by the mayor of the city of New York FROM THE LIST PROVIDED BY THE NOMINATING PANEL AS DESCRIBED IN SECTION TWENTY-FIVE HUNDRED NINETY-T OF THIS ARTICLE; and [the] A chancellor TO BE APPOINTED BY THE OTHER TWELVE MEMBERS OF THE BOARD. The [chancellor shall serve as the chairperson of the city board] BOARD OF EDUCATION SHALL SELECT A BOARD MEMBER TO SERVE AS CHAIR. All twelve appointed members shall serve [at the pleasure of the appointing authority] A THREE YEAR TERM and shall not be employed in any capacity by the city of New York, or a subdivision thereof, or the city board. Each borough president's appointee shall be a resident of the borough for which the borough president appointing him or her was elected and shall be the parent of a child attending a public school within the city school district of the city of New York. Each mayoral appointee shall be a resident of the city. [Any vacancy shall be filled by appointment by the appropriate appointing authority.] Notwithstanding any provision of

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

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local law, the members of the board shall not have staff, offices, or vehicles assigned to them or receive compensation for their services, but shall be reimbursed for the actual and necessary expenses incurred by them in the performance of their duties.

(C) THE CITY BOARD MAY APPOINT A SECRETARY WHO SHALL PERFORM THE FOLLOWING FUNCTIONS:

(I) PREPARE MEETING NOTICES, AGENDAS AND MINUTES;

(II) RECORD AND MAINTAIN ACCOUNTS OF PROCEEDINGS AND OTHER CITY BOARD MEETINGS; AND

(III) PREPARE BRIEFING MATERIALS AND OTHER RELATED INFORMATIONAL MATERIALS FOR SUCH MEETINGS. THE CITY BOARD SHALL BE RESPONSIBLE FOR THE APPOINTMENT, SUPERVISION, EVALUATION AND DISCHARGE OF THE SECRETARY.

S 2. The opening paragraph of paragraph e of subdivision 4 of section 2590-b of the education law, as added by chapter 123 of the laws of 2003, is amended to read as follows:

No person may serve on [both] MORE THAN ONE OF THE FOLLOWING: the city-wide council on special education [and], THE CITY-WIDE COUNCIL ON HIGH SCHOOLS OR a community district education council. A member of the city-wide council on special education shall be ineligible to be employed by such council, THE CITY-WIDE COUNCIL ON HIGH SCHOOLS, any community district education council, or the city board. No person shall be eligible for membership on the city-wide council on special education if he or she holds any elective public office or any elective or appointed party position except that of delegate or alternate delegate to a national, state, judicial or other party convention, or member of a county committee.

S 3. Section 2590-b of the education law is amended by adding a new subdivision 5 to read as follows:

5. (A) THERE SHALL BE A CITY-WIDE COUNCIL ON HIGH SCHOOLS CREATED PURSUANT TO THIS SUBDIVISION. THE CITY-WIDE COUNCIL ON HIGH SCHOOLS SHALL CONSIST OF TEN VOTING PARENT MEMBERS, TWO FROM EACH BOROUGH, WHO SHALL SERVE TWO-YEAR TERMS AND ONE VOTING STUDENT MEMBER WHO SHALL SERVE A ONE-YEAR TERM. EACH PARENT MEMBER SHALL BE THE PARENT OF A STUDENT ATTENDING A HIGH SCHOOL IN THE BOROUGH THE PARENT SEEKS TO REPRESENT. PARENT MEMBERS SHALL BE SELECTED BY THE PRESIDENT AND OFFICERS OF THE HIGH SCHOOL PARENT ASSOCIATION OR PARENT-TEACHER ASSOCIATION IN EACH BOROUGH. THE STUDENT MEMBER SHALL BE APPOINTED BY THE CHANCELLOR, AND SHALL BE A SENIOR SERVING ON THE ELECTED STUDENT LEADERSHIP OF HIS OR HER SCHOOL.

(B) MEMBERS SHALL NOT BE PAID A SALARY OR STIPEND, BUT SHALL BE REIMBURSED FOR ALL ACTUAL AND NECESSARY EXPENSES DIRECTLY RELATED TO THE DUTIES AND RESPONSIBILITIES OF THE CITY-WIDE COUNCIL ON HIGH SCHOOLS.

(C) THE CITY-WIDE COUNCIL ON HIGH SCHOOLS SHALL HAVE THE POWER TO:

(I) ADVISE AND COMMENT ON ANY EDUCATIONAL OR INSTRUCTIONAL POLICY INVOLVING HIGH SCHOOLS;

(II) ISSUE AN ANNUAL REPORT ON THE EFFECTIVENESS OF HIGH SCHOOL EDUCATION IN THE CITY SCHOOL DISTRICT, MAKING RECOMMENDATIONS ON HOW TO IMPROVE;

(III) HOLD AT LEAST ONE MEETING PER MONTH OPEN TO THE PUBLIC AND DURING WHICH THE PUBLIC MAY DISCUSS ISSUES RELATING TO HIGH SCHOOL EDUCATION;

(IV) MEET WITH PARENT ASSOCIATION OR PARENT-TEACHER ASSOCIATION OFFICERS AT LEAST QUARTERLY;

(V) SELECT A PARENT MEMBER TO SERVE ON THE NOMINATING PANEL AS DESCRIBED IN SECTION TWENTY-FIVE HUNDRED NINETY-T OF THIS ARTICLE; AND

(VI) SELECT A PARENT MEMBER TO SERVE AS CHAIR.

(D) THE CITY-WIDE COUNCIL ON HIGH SCHOOLS MAY APPOINT A SECRETARY, PURSUANT TO THE POLICIES OF THE CITY BOARD WHO SHALL PERFORM THE FOLLOWING FUNCTIONS:

(I) PREPARE MEETING NOTICES, AGENDAS AND MINUTES;

(II) RECORD AND MAINTAIN ACCOUNTS OF PROCEEDINGS AND OTHER CITY-WIDE COUNCIL ON HIGH SCHOOLS MEETINGS; AND

(III) PREPARE BRIEFING MATERIALS AND OTHER RELATED INFORMATIONAL MATERIALS FOR SUCH MEETINGS. THE CITY-WIDE COUNCIL ON HIGH SCHOOLS SHALL BE RESPONSIBLE FOR THE APPOINTMENT, SUPERVISION, EVALUATION AND DISCHARGE OF THE SECRETARY.

(E) NO PERSON MAY SERVE ON MORE THAN ONE OF THE FOLLOWING:

(I) THE CITY-WIDE COUNCIL ON HIGH SCHOOLS;

(II) THE CITY-WIDE COUNCIL ON SPECIAL EDUCATION; OR

(III) A COMMUNITY DISTRICT EDUCATION COUNCIL. A MEMBER OF THE CITY-WIDE COUNCIL ON HIGH SCHOOLS SHALL BE INELIGIBLE TO BE EMPLOYED BY SUCH COUNCIL, ANY COMMUNITY DISTRICT EDUCATION COUNCIL, OR THE CITY BOARD. NO PERSON SHALL BE ELIGIBLE FOR MEMBERSHIP ON THE CITY-WIDE COUNCIL ON HIGH SCHOOLS IF HE OR SHE HOLDS ANY ELECTIVE PUBLIC OFFICE OR ANY ELECTIVE OR APPOINTED PARTY POSITION EXCEPT THAT OF DELEGATE OR ALTERNATE DELEGATE TO A NATIONAL, STATE, JUDICIAL OR OTHER PARTY CONVENTION, OR MEMBER OF A COUNTY COMMITTEE. A PERSON WHO HAS BEEN CONVICTED OF A FELONY, OR HAS BEEN REMOVED FROM THE CITY-WIDE COUNCIL ON HIGH SCHOOLS, THE CITY-WIDE COUNCIL ON SPECIAL EDUCATION, A COMMUNITY SCHOOL BOARD, OR COMMUNITY DISTRICT EDUCATION COUNCIL FOR ANY OF THE FOLLOWING SHALL BE PERMANENTLY INELIGIBLE FOR APPOINTMENT TO THE CITY-WIDE COUNCIL ON HIGH SCHOOLS: (I) AN ACT OF MALFEASANCE DIRECTLY RELATED TO HIS OR HER SERVICE ON SUCH CITY-WIDE COUNCIL ON HIGH SCHOOLS, COMMUNITY SCHOOL BOARD OR COMMUNITY DISTRICT EDUCATION COUNCIL; OR (II) CONVICTION OF A CRIME, IF SUCH CRIME IS DIRECTLY RELATED TO HIS OR HER SERVICE UPON SUCH CITY-WIDE COUNCIL ON HIGH SCHOOLS, COMMUNITY SCHOOL BOARD OR COMMUNITY DISTRICT EDUCATION COUNCIL.

(F) (I) IN ADDITION TO THE CONDITIONS ENUMERATED IN THE PUBLIC OFFICERS LAW CREATING A VACANCY, A MEMBER OF THE CITY-WIDE COUNCIL ON HIGH SCHOOLS WHO REFUSES OR NEGLECTS TO ATTEND THREE MEETINGS OF SUCH COUNCIL OF WHICH HE OR SHE IS DULY NOTIFIED, WITHOUT RENDERING IN WRITING A GOOD AND VALID EXCUSE THEREFORE VACATES HIS OR HER OFFICE BY REFUSAL TO SERVE. EACH ABSENCE AND ANY WRITTEN EXCUSE RENDERED SHALL BE INCLUDED WITHIN THE OFFICIAL WRITTEN MINUTES OF SUCH MEETING. AFTER THE THIRD UNEXCUSED ABSENCE THE CITY-WIDE COUNCIL ON HIGH SCHOOLS SHALL DECLARE A VACANCY TO THE CHANCELLOR.

(II) VACANCIES SHALL BE FILLED FOR AN UNEXPIRED TERM BY THE CITY-WIDE COUNCIL ON HIGH SCHOOLS AT A PUBLIC MEETING. THE BOROUGH HIGH SCHOOL PRESIDENTS' COUNCIL AND OTHER EDUCATION GROUPS SHALL BE GIVEN THE OPPORTUNITY TO MAKE WRITTEN RECOMMENDATIONS FOR FILING THE VACANCY AND TO CONSULT WITH THE CITYWIDE COUNCIL ON HIGH SCHOOLS BEFORE THE VACANCY IS FILLED. IF THE VACANCY IS NOT FILLED BY THE CITY-WIDE COUNCIL ON HIGH SCHOOLS WITHIN SIXTY DAYS AFTER IT IS DECLARED DUE TO A TIE VOTE, THE CHANCELLOR SHALL VOTE TO BREAK THE TIE. IF FOR ANY OTHER REASON THE VACANCY IS NOT FILLED WITHIN SIXTY DAYS, THE CHANCELLOR MAY FILL THE VACANCY. IN THE CASE OF A STUDENT VACANCY, THE CHANCELLOR'S CITY-WIDE STUDENT ADVISORY COUNCIL SHALL RECOMMEND ANOTHER SENIOR WHO PREVIOUSLY SELF-NOMINATED TO THE CHANCELLOR FOR CONSIDERATION.

S 4. The education law is amended by adding a new section 2590-t to read as follows:

S 2590-T. NOMINATING PANEL. 1. THERE SHALL BE A NOMINATING PANEL COMPOSED OF THIRTEEN MEMBERS WHOSE SOLE FUNCTION SHALL BE TO NOMINATE

PERSONS FOR CONSIDERATION BY THE MAYOR FOR APPOINTMENT TO THE BOARD OF EDUCATION. REPRESENTATION ON THE PANEL AND THE SELECTION OF SUCH MEMBERS SHALL BE AS FOLLOWS: THREE MEMBERS SHALL BE SELECTED CITY-WIDE BY THE COMMUNITY EDUCATIONAL COUNCILS AS A BODY; ONE MEMBER SHALL BE SELECTED BY THE CITY-WIDE COUNCIL ON HIGH SCHOOLS; ONE MEMBER SHALL BE SELECTED BY THE CITY-WIDE COUNCIL ON SPECIAL EDUCATION; ONE TEACHER SHALL BE SELECTED BY THE UNION REPRESENTING THE TEACHERS; ONE ADMINISTRATOR SHALL BE SELECTED BY THE COUNCIL OF SUPERVISORS AND ADMINISTRATORS; ONE REPRESENTATIVE OF THE BUSINESS COMMUNITY SHALL BE SELECTED BY THE NEW YORK CITY PARTNERSHIP; ONE MEMBER SHALL BE SELECTED BY THE CHANCELLOR OF THE STATE UNIVERSITY OF NEW YORK WHO SHALL CHOOSE A PRESIDENT OF A PUBLIC OR PRIVATE COLLEGE OR UNIVERSITY WITHIN THE STATE OF NEW YORK; AND FOUR MEMBERS SHALL BE SELECTED BY THE MAYOR.

2. THE MEMBERS OF THE NOMINATING PANEL SHALL BE SELECTED FROM TIME TO TIME NO LATER THAN SEPTEMBER THIRTIETH AND SHALL SERVE FOR A TERM OF TWO YEARS, EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION. IN THE EVENT THAT ANY MEMBER DOES NOT COMPLETE HIS OR HER TERM FOR ANY REASON, THE PERSON OR ENTITY WHO SELECTED SUCH MEMBER SHALL SELECT ANOTHER PERSON IN LIKE MANNER TO COMPLETE THE UNEXPIRED TERM.

3. THE NOMINATING PANEL ANNUALLY SHALL FROM AMONG ITS MEMBERSHIP ELECT A CHAIR WHO SHALL FORTHWITH PUBLISH A LIST OF THE NAMES AND ADDRESSES OF THE MEMBERS OF THE PANEL ON THE BOARD OF EDUCATION WEBSITE. THE PANEL SHALL MEET IN PUBLIC FOR THE SOLE PURPOSE OF DELIBERATING UPON, HEARING PUBLIC COMMENT WITH RESPECT TO, AND FINALLY SELECTING A LIST OF NOMINEES TO BE PRESENTED TO THE MAYOR FROM TIME TO TIME. EACH NOMINEE SHALL BE A RESIDENT OF THE CITY OF NEW YORK AT THE TIME OF SUCH NOMINATION. THE PANEL SHALL STRIVE TO NOMINATE INDIVIDUALS WHO REFLECT THE ETHNIC, RACIAL AND SOCIOECONOMIC DIVERSITY OF THE CITY OF NEW YORK AND ITS PUBLIC SCHOOL POPULATION.

4. MEMBERS OF THE BOARD OF EDUCATION SHALL SERVE FOR A TERM OF THREE YEARS. PROVIDED, HOWEVER, OF THE MEMBERS FIRST APPOINTED:

(A) THREE OF THE MEMBERS APPOINTED BY THE MAYOR SHALL SERVE A TERM OF ONE YEAR. THE MAYOR SHALL DESIGNATE WHICH THREE MEMBERS ARE TO SERVE ONE-YEAR TERMS.

(B) THE FOUR REMAINING MEMBERS APPOINTED BY THE MAYOR SHALL EACH SERVE A TWO-YEAR TERM.

(C) THE MEMBERS APPOINTED BY THE BOROUGH PRESIDENTS SHALL EACH SERVE A THREE-YEAR TERM.

5. THE FIRST NOMINATING PANEL SHALL CONVENE ITSELF IN A MUNICIPAL BUILDING WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION. IT SHALL HOLD SUCH MEETINGS AS IT DEEMS NECESSARY AND SHALL PRESENT TO THE MAYOR A LIST CONTAINING THE NAMES AND ADDRESSES OF NOT FEWER THAN FOURTEEN NOMINEES NOT LATER THAN DECEMBER SECOND, TWO THOUSAND NINE, FROM WHICH THE MAYOR SHALL APPOINT SEVEN PERSONS TO SERVE AS MEMBERS OF THE PANEL ON EDUCATIONAL POLICY; PROVIDED, HOWEVER, SHOULD THE PANEL FAIL TO PRESENT SUCH LIST TO THE MAYOR BY DECEMBER SECOND, TWO THOUSAND NINE, THE MAYOR SHALL HAVE THE POWER TO APPOINT ANY PERSON HE DEEMS SUITABLE TO THE PANEL FOR THE TERMS TO COMMENCE IN THE FOLLOWING JANUARY.

6. IN TWO THOUSAND TEN AND THEREAFTER, ON THE FIRST WEDNESDAY OF OCTOBER OF EVERY YEAR THE NOMINATING PANEL SHALL CONVENE TO SELECT TWO NOMINEES FOR EACH OFFICE OF PANEL ON EDUCATIONAL POLICY THAT SHALL BECOME VACANT ON THE FIRST DAY OF THE NEXT MUNICIPAL YEAR. NO LATER THAN THE FIRST MONDAY IN DECEMBER OF EACH YEAR, THE PANEL SHALL PRESENT TO THE MAYOR A LIST CONTAINING THE NAMES AND ADDRESSES OF SUCH NOMINEES FOR EACH TERM OF OFFICE TO COMMENCE ON THE FIRST DAY OF THE NEXT MUNICIPAL

YEAR; PROVIDED, HOWEVER, SHOULD THE PANEL FAIL TO PRESENT SUCH LIST TO THE MAYOR BY THE FIRST MONDAY IN DECEMBER, THE MAYOR SHALL HAVE THE POWER TO APPOINT ANY PERSON HE DEEMS SUITABLE TO THE OFFICE OF SCHOOL COMMITTEE FOR THE TERM TO COMMENCE IN THE FOLLOWING JANUARY.

7. UPON NOTICE PROVIDED BY THE CHANCELLOR THAT A VACANCY EXISTS IN THE OFFICE OF ANY SCHOOL COMMITTEE MEMBER DUE TO DEATH OR RESIGNATION, THE PANEL SHALL CONVENE WITHIN TEN DAYS OF SUCH NOTICE AND SHALL, WITHIN THIRTY DAYS AFTER SO CONVENING, SELECT AND PRESENT TO THE MAYOR A LIST CONTAINING THE NAMES AND ADDRESSES OF TWO NOMINEES. WITHIN FIFTEEN DAYS AFTER SUCH PRESENTMENT, THE MAYOR SHALL APPOINT A SCHOOL COMMITTEE MEMBER TO SERVE THE UNEXPIRED TERM OF THE VACANT OFFICE; PROVIDED, HOWEVER, SHOULD THE PANEL FAIL TO PRESENT SUCH LIST WITHIN SUCH THIRTY DAYS, THE MAYOR SHALL HAVE THE POWER TO APPOINT ANY PERSON HE OR SHE DEEMS SUITABLE TO THE VACANT OFFICE TO SERVE SUCH UNEXPIRED TERM.

S 5. Subdivision 36 of section 2590-h of the education law, as amended by chapter 91 of the laws of 2002, is amended to read as follows:

36. [Develop a procurement policy for the city school district of the city of New York and the districts and public schools therein. Such policy shall ensure the wise and prudent use of public money in the best interest of the taxpayers of the state; guard against favoritism, improvidence, extravagance, fraud, and corruption; and ensure that contracts are awarded consistent with law and on the basis of best value, including, but not limited to, the following criteria: quality, cost and efficiency. Such policy shall also include: (a) standards for quality, function, and utility of all material goods, supplies, and services purchased by the chancellor, superintendents, or schools; (b) regulations for the purchase of material goods, supplies, and services by the chancellor, the superintendents, and the schools, including clearly articulated procedures which require a clear statement of product specifications, requirements or work to be performed, a documentable process of soliciting bids, proposals, or other offers, and a balanced and fair method, established in advance of receipt of offers, for evaluating offers and awarding contracts; (c) regulations which enable superintendents and schools to purchase material goods, supplies, and services directly from vendors or suppliers when such products are available at prices or other terms more economically beneficial for the purposes of the acquiring superintendent or school; and (d) regulations shall include repair services and building supplies, as defined in such regulations, for expenditures from each district's minor repair and purchasing funds pursuant to section twenty-five hundred ninety-r of this article.] (A) ENSURE THAT ALL CONTRACTS OR AGREEMENTS INVOLVING THE PURCHASE OR DELIVERY OF MATERIAL GOODS, SUPPLIES AND SERVICES BY OR TO THE CHANCELLOR, THE SUPERINTENDENTS OR THE SCHOOLS, INCLUDING ANY FRANCHISE OR CONCESSION AGREEMENTS, REGARDLESS OF THE SOURCE OF FUNDS, ARE ENTERED INTO IN ACCORDANCE WITH THE PROVISIONS OF CHAPTERS THIRTEEN AND FOURTEEN OF THE NEW YORK CITY CHARTER AND THE RULES OF THE NEW YORK CITY PROCUREMENT POLICY BOARD AND OF THE NEW YORK CITY FRANCHISE CONCESSION AND REVIEW COMMITTEE, PROVIDED THAT WHERE SUCH LAW OR RULES REQUIRE ACTION BY OR APPEAL TO THE MAYOR OR AN APPOINTEE OF THE MAYOR, OTHER THAN THE CHANCELLOR, SUCH ACTION SHALL INSTEAD BE TAKEN BY THE CHANCELLOR OR SUCH APPOINTEE OF THE CHANCELLOR AS THE CHANCELLOR MAY DELEGATE IN WRITING, AND PROVIDED FURTHER, ANY CONTRACT AWARDED WITHOUT COMPETITION OR IN EXCESS OF ONE MILLION DOLLARS SHALL BE SUBJECT TO THE VOTE OF THE FULL BOARD OF EDUCATION UNLESS SUCH CONTRACT SHALL BE DEEMED AN EMERGENCY AS DEFINED IN SECTION THREE HUNDRED FIFTEEN OF THE NEW YORK CITY CHARTER OR SHALL BE MADE IN ACCORDANCE WITH RULES OF THE PROCUREMENT POLICY BOARD

ESTABLISHED PURSUANT TO SECTION THREE HUNDRED FOURTEEN OF THE NEW YORK CITY CHARTER. NO SUCH CONTRACT OR AGREEMENT SHALL BE IMPLEMENTED UNTIL IT HAS BEEN FILED AND REGISTERED BY THE COMPTROLLER PURSUANT TO CHAPTERS FIVE AND THIRTEEN OF THE NEW YORK CITY CHARTER. FOR THE PURPOSES OF THIS SUBDIVISION, THE TERMS "CONTRACT" OR "AGREEMENT" SHALL INCLUDE ANY CONTRACT THAT DIRECTLY OR INDIRECTLY BENEFITS THE CITY DISTRICT, INCLUDING ANY CONTRACT OR OTHER INSTRUMENT IN WHICH THE CITY, CITY BOARD OR ANY OF ITS OFFICERS AGREES TO GIVE OR RECEIVE A CONSIDERATION OTHER THAN THE PAYMENT OF MONEY;

(B) ESTABLISH STANDARDS FOR QUALITY, FUNCTION, AND UTILITY OF ALL MATERIAL GOODS, SUPPLIES, AND SERVICES PURCHASED BY THE CHANCELLOR, SUPERINTENDENTS, OR SCHOOLS; AND

(C) PROMULGATE REGULATIONS WHICH ENABLE SUPERINTENDENTS AND SCHOOLS TO PURCHASE MATERIAL GOODS, SUPPLIES, AND SERVICES DIRECTLY FROM VENDORS OR SUPPLIERS WHEN SUCH PRODUCTS ARE AVAILABLE AT PRICES OR OTHER TERMS MORE ECONOMICALLY BENEFICIAL FOR THE PURPOSES OF THE ACQUIRING SUPERINTENDENT OR SCHOOL. SUCH REGULATIONS SHALL ALSO INCLUDE REPAIR SERVICES AND BUILDING SUPPLIES, AS DEFINED IN SUCH REGULATIONS, FOR EXPENDITURES FROM EACH DISTRICT'S MINOR REPAIR AND PURCHASING FUNDS PURSUANT TO SECTION TWENTY-FIVE HUNDRED NINETY-R OF THIS ARTICLE.

S 6. This act shall take effect immediately; provided that:

1. the amendments to paragraph (a) of subdivision 1 of section 2590-b of the education law made by section one of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith;

2. the amendments to subdivision 4 of section 2590-b of the education law made by section two of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith; and

3. the amendments to subdivision 36 of section 2590-h of the education law made by section five of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith.