

961

2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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

AN ACT to amend the education law, in relation to establishing an energy  
reserve fund for school districts and boards of cooperative educa-  
tional services

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

- 1     Section 1. Section 3651 of the education law is amended by adding a  
2     new subdivision 1-c to read as follows:  
3     1-C. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION ONE OF THIS  
4     SECTION, ANY SCHOOL DISTRICT MAY ESTABLISH AN ENERGY RESERVE FUND FOR  
5     THE PAYMENT OF ENERGY COSTS, WITHOUT APPROVAL BY THE QUALIFIED VOTERS OF  
6     THE DISTRICT. ANY MONIES DEPOSITED TO SUCH ENERGY RESERVE FUND WHICH ARE  
7     NOT EXPENDED FOR THE PAYMENT OF ENERGY COSTS IN THE FISCAL YEAR THAT THE  
8     FUNDS ARE DEPOSITED IN THE ENERGY RESERVE FUND MAY BE EITHER TRANSFERRED  
9     TO ANOTHER RESERVE FUND OR APPLIED TO THE APPROPRIATIONS OF THE NEXT  
10    SUCCEEDING FISCAL YEAR'S BUDGET.  
11    S 2. Subdivision 3-a of section 3651 of the education law, as added by  
12    chapter 588 of the laws of 1988, is amended to read as follows:  
13    3-a. Notwithstanding the provisions of subdivision three of this  
14    section, any school district which establishes a reserve fund in accord-  
15    ance with subdivision one-a OR ONE-C of this section may make expendi-  
16    tures from such fund for the purposes specified in such subdivision  
17    without authorization of the voters.  
18    S 3. This act shall take effect immediately.

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

LBD00657-01-9