

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

January 28, 2010

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

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

AN ACT in relation to legalizing, validating, ratifying and confirming actions of the Rocky Point union free school district with respect to certain building aid contracts

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

1 Section 1. Legislative intent. The legislature hereby finds that the
2 Rocky Point union free school district approved several capital improve-
3 ment projects which were designated by the state education department as
4 project numbers 001-006, 006-007, 006-010, 005-017, 005-011, 001-008 and
5 005-015. In addition, the projects were eligible for certain state aid.
6 The legislature further finds that due to ministerial error, a required
7 filing for eligibility for such aid was not made by the district in a
8 timely manner making the district ineligible for certain aid. The legis-
9 lature further finds that without such aid, the capital improvement
10 projects will impose an additional, unanticipated hardship on district
11 taxpayers.

12 S 2. All the acts done and proceedings heretofore had and taken or
13 caused to be had and taken by the Rocky Point union free school district
14 and by all its officers or agents relating to or in connection with
15 certain final cost reports to be filed with the state education depart-
16 ment for projects 001-006, 006-007, 006-010, 005-017, 005-011, 001-008
17 and 005-015, and all acts incidental thereto are hereby legalized, vali-
18 dated, ratified and confirmed, notwithstanding any failure to comply
19 with the approval and filing provisions of the education law or any
20 other law or any other statutory authority, rule or regulation, in
21 relation to any omissions, error, defect, irregularity or illegality in
22 such proceedings had and taken, and provided further that any amount due
23 and payable to the Rocky Point union free school district for school
24 years prior to the 2009--2010 school year as a result of this act shall

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

1 be paid pursuant to the provisions of paragraph c of subdivision 5 of
2 section 3604 of the education law.

3 S 3. The education department is hereby directed to consider the
4 approved costs of the aforementioned projects as valid and proper obli-
5 gations of the Rocky Point union free school district.

6 S 4. This act shall take effect immediately.