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

4211--B

2009-2010 Regular Sessions

I N S E N A T E

April 16, 2009

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Education -- reported favorably from said committee and committed to the Committee on Finance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Education in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to legalizing, validating, ratifying and confirming actions of the Oyster Bay - East Norwich central 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:

Section 1. Legislative intent. The legislature hereby finds that the Oyster Bay - East Norwich central school district approved several capital improvement projects which were designated by the state education department as project numbers 0-001-023, 0-001-025 and 0-003-014. In addition, the projects were eligible for certain state aid. The legislature further finds that due to ministerial error, a required filing for eligibility for such aid was not made by the district in a timely manner making the district ineligible for certain aid. The legislature further finds that without such aid, the capital improvement projects will impose an additional, unanticipated hardship on district taxpayers.

S 2. All the acts done and proceedings heretofore had and taken or caused to be had and taken by the Oyster Bay - East Norwich central school district and by all its officers or agents relating to or in connection with certain final cost reports to be filed with the state education department for projects 0-001-023, 0-001-025 and 0-003-014, and all acts incidental thereto are hereby legalized, validated, ratified and confirmed, notwithstanding any failure to comply with the

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

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approval and filing provisions of the education law or any other law or any other statutory authority, rule or regulation, in relation to any omissions, error, defect, irregularity or illegality in such proceedings had and taken, and provided further that any amount due and payable to the Oyster Bay - East Norwich central school district for school years prior to the 2011--2012 school year as a result of this act shall be paid pursuant to the provisions of paragraph c of subdivision 5 of section 3604 of the education law.

S 3. The education department is hereby directed to consider the approved costs of the aforementioned project as valid and proper obligations of the Oyster Bay - East Norwich central school district.

S 4. This act shall take effect immediately.