

6338

2009-2010 Regular Sessions

I N S E N A T E

December 11, 2009

Introduced by Sens. SMITH, C. JOHNSON, ESPADA -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the education law, in relation to increasing the cap on the total number of charter schools in the state to four hundred

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

1 Section 1. Subdivision 9 of section 2852 of the education law, as
2 amended by section 2 of part D-2 of chapter 57 of the laws of 2007, is
3 amended to read as follows:
4 9. The total number of charters issued pursuant to this article shall
5 not exceed [two] FOUR hundred. [One] TWO hundred of such charters shall
6 be issued on the recommendation of the charter entity described in para-
7 graph (b) of subdivision three of section twenty-eight hundred fifty-one
8 of this article, and [one] TWO hundred of such charters shall be issued
9 on the recommendation of the other charter entities set forth in subdivi-
10 sion three of section twenty-eight hundred fifty-one of this article,
11 provided that up to fifty of the additional charters authorized to be
12 issued by [the] chapter FIFTY-SEVEN of the laws of two thousand seven
13 [which amended this subdivision effective July first, two thousand
14 seven] shall be reserved for a city school district of a city having a
15 population of one million or more. The failure of any body to issue the
16 regulations authorized pursuant to this article shall not [effect]
17 AFFECT the authority of a charter entity to propose a charter to the
18 board of regents or the board of regents' authority to grant such char-
19 ter. A conversion of an existing public school to a charter school or
20 the renewal or extension of a charter shall not be counted toward the
21 numerical limits established by this subdivision.
22 S 2. This act shall take effect July 1, 2010.

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

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