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

8435

I N S E N A T E

July 9, 2010

Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend a chapter of the laws of 2010 amending the education law and other laws relating to contracts for excellence, as proposed in legislative bill numbers S.6607-B and A.9707-C, in relation to gap elimination adjustment offset

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

Section 1. Section 25-b of part A of a chapter of the laws of 2010 amending the education law and other laws relating to contracts for excellence, as proposed in legislative bill numbers S.6607-B and A.9707-C, is amended to read as follows:

S 25-b. Notwithstanding any other provision of law to the contrary, in the two thousand ten-two thousand eleven school year, the amount received by each [average-need] school district, [as defined by the commissioner of education,] EXCLUSIVE OF THOSE IDENTIFIED IN SECTION TWENTY-FIVE-A OF THIS ACT, whose budget is subject to voter approval as a gap elimination adjustment offset, pursuant to a chapter of the laws of 2010 that added paragraph f of subdivision one of section 3609-a of the education law[, shall be used as follows:

(a) a minimum of 50 percent of such amount shall be used to reduce property taxes in the 2011-2011 school year; and

(b) the remaining such amount may be deemed a state grant in aid for general use within the meaning of subdivision two of section 1718 of the education law and may be used for the purpose of maintaining educational programming during the 2010-2011 school year which otherwise would have been reduced as a result of such net gap elimination adjustment] SHALL APPLY THE AMOUNT OF SAID OFFSET SOLELY TO THE REDUCTION OF THE DISTRICT PROPERTY TAX LEVY FOR THOSE PARCELS ELIGIBLE TO RECEIVE AN EXEMPTION UNDER SECTION 425 OF THE REAL PROPERTY TAX LAW AND SHALL NOT BE AUTHORIZED TO ADD AN APPROPRIATION OF SUCH FUNDS TO A PROPOSED, ENACTED OR ADOPTED BUDGET OR TO DEPOSIT SUCH FUNDS IN A RESERVE FUND OR TO RETAIN SUCH FUNDS IN AN UNRESERVED FUND BALANCE AFTER LEVY OF TAXES.

S 2. This act shall take effect immediately.

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

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