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

1779

2009-2010 Regular Sessions

I N A S S E M B L Y

January 12, 2009

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

AN ACT to amend the education law, in relation to expenses incurred for school bus safety improvements

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

Section 1. The education law is amended by adding a new section 3625-a to read as follows:

S 3625-A. SCHOOL BUS SAFETY IMPROVEMENTS. ANY CONTRACT OR CONTRACT RENEWAL FOR THE TRANSPORTATION OF SCHOOL CHILDREN AUTHORIZED PURSUANT TO SECTION THIRTY-SIX HUNDRED TWENTY-FIVE OF THIS PART SHALL INCLUDE A PROVISION WHEREBY THE CONTRACTOR PROVIDING PUPIL TRANSPORTATION SERVICES SHALL BE HELD HARMLESS FOR EXPENSES INCURRED BY SUCH CONTRACTOR DURING THE COURSE OF THE CONTRACT OR CONTRACT RENEWAL AS A RESULT OF SCHOOL BUS SAFETY IMPROVEMENTS MANDATED BY LAW, RULE OR REGULATION AND NOT REASONABLY FORESEEN AT THE TIME THE CONTRACT WAS EXECUTED. THE DEPARTMENT SHALL BE RESPONSIBLE FOR SUCH ADDITIONAL EXPENSES. THE DEPARTMENT OF TRANSPORTATION SHALL ESTABLISH A PROCEDURE TO REVIEW THE REASONABLENESS AND LEGITIMACY OF CLAIMS MADE BY THE CONTRACTOR PROVIDING PUPIL TRANSPORTATION SERVICES TO THE DEPARTMENT FOR SUCH ADDITIONAL EXPENSES.

S 2. This act shall take effect on the first of July next succeeding the date on which it shall have become a law and shall apply to any contract executed on or after such date.

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

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