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

2620

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

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

AN ACT validating certain acts done by the Rochester city school district and making them eligible for certain aid

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 Rochester city school district approved a capital improvement project which was designated by the state education department as project number 0033-015. In addition, the project was 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 project 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 Rochester city school district and by all its officers or agents relating to or in connection with the final building project report to be filed with the state education department for project 0033-015, and all acts incident thereto, are hereby legalized, validated, ratified and confirmed, notwithstanding any failure to comply with the approval and filing provisions of the education law or any other law or any other statutory authority, rule or regulation, in relation to any omission, error, defect, irregularity or illegality in such proceedings had and taken provided such report is filed with the state education department no later than July 31, 2009 and provided that any amount due and payable to the Rochester city school district for school years prior to the 2007-2008 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.

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

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S 3. The education department is hereby directed to consider the approved costs of the aforementioned project as valid and proper obligations of the Rochester city school district.

S 4. This act shall take effect immediately.