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

3947

2009-2010 Regular Sessions

I N A S S E M B L Y

January 29, 2009

Introduced by M. of A. WALKER, TOBACCO, CONTE, BARRA, ALFANO, KOLB, RAIA, SALADINO, McDONOUGH, FIELDS, DUPREY, McKEVITT, THIELE, GIGLIO, SCOZZAFAVA, SAYWARD, FINCH -- Multi-Sponsored by -- M. of A. BURLING, ERRIGO, MOLINARO, QUINN, RABBITT, WEISENBERG -- read once and referred to the Committee on Education

AN ACT to amend the state finance law, in relation to the creation of the autism school construction fund and making an appropriation therefor

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

Section 1. The state finance law is amended by adding a new section 95-ee to read as follows:

S 95-EE. AUTISM SCHOOL CONSTRUCTION FUND. 1. THERE IS HEREBY ESTABLISHED IN THE CUSTODY OF THE STATE COMPTROLLER A SPECIAL FUND TO BE KNOWN AS THE AUTISM SCHOOL CONSTRUCTION FUND.

2. SUCH FUND SHALL CONSIST OF ALL MONEYS APPROPRIATED FOR THE PURPOSE OF SUCH FUND, ALL MONEYS TRANSFERRED TO SUCH FUND PURSUANT TO LAW, CONTRIBUTIONS CONSISTING OF PROMISES OR GRANTS OF ANY MONEY OR PROPERTY OF ANY KIND OR VALUE, OR ANY OTHER THING OF VALUE, INCLUDING GRANTS OR OTHER FINANCIAL ASSISTANCE FROM ANY AGENCY OF GOVERNMENT AND ALL MONEYS REQUIRED BY THIS SECTION OR ANY OTHER LAW TO BE PAID INTO OR CREDITED TO THE FUND.

3. MONEYS OF THE FUND, WHEN ALLOCATED, SHALL BE AVAILABLE TO THE COMMISSIONER OF EDUCATION AND SHALL BE USED TO CONSTRUCT AND TO GIVE GRANTS TO PUBLIC AND NOT-FOR-PROFIT PRIVATE SCHOOLS FOR THE BUILDING, CONSTRUCTION AND/OR EXPANSION OF SCHOOLS DEDICATED TO STUDENTS WHO ARE AUTISTIC.

4. THE COMMISSIONER OF EDUCATION SHALL PROMULGATE RULES AND REGULATIONS FOR THE CREATION OF THE AUTISM SCHOOL CONSTRUCTION FUND AND THE USE OF THE FUNDS IN SUCH FUND.

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

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5. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE COMMISSIONER OF EDUCATION.

6. TO THE EXTENT PRACTICABLE, THE COMMISSIONER OF EDUCATION SHALL ENSURE THAT ALL MONIES RECEIVED DURING A FISCAL YEAR ARE EXPENDED PRIOR TO THE END OF THE FISCAL YEAR.

S 2. The sum of twenty million dollars ($20,000,000), or so much thereof as may be necessary, is hereby appropriated to the autism school construction fund as established pursuant to section 95-ee of the state finance law from any moneys in the state treasury in the general fund to the credit of the account not otherwise appropriated for services and expenses of the account for the purposes of carrying out the provisions of this act. Such moneys shall be payable on the audit and warrant of the comptroller on vouchers certified or approved by the commissioner of education in the manner prescribed by law.

S 3. This act shall take effect immediately.