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

4175

2009-2010 Regular Sessions

I N A S S E M B L Y

January 30, 2009

Introduced by M. of A. GALEF, SWEENEY, GUNTHER, PEOPLES, LAVINE, ORTIZ, ESPAILLAT, ROBINSON, MAGEE, GIGLIO, WALKER, TOBACCO -- Multi-Sponsored by -- M. of A. ALFANO, BACALLES, BARRA, BENJAMIN, CALHOUN, COLTON, DUPREY, EDDINGTON, ERRIGO, JOHN, McKEVITT, MOLINARO, PHEFFER, SALADINO, THIELE -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to funding for administrative costs in connection with preschool special education

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

Section 1. Subparagraph (i) of paragraph d of subdivision 10 of section 4410 of the education law, as amended by chapter 705 of the laws of 1992, is amended to read as follows:

(i) At the beginning of the school year, the commissioner shall allocate funds for reimbursement of allowable administrative costs, as defined in regulations of the commissioner, incurred by a board pursuant to this section. Such allocation shall be in an amount equal to a school district's pro rata share of the statewide base year count of preschool children as a percent of federal funds available for such reimbursement, as determined by the commissioner. In January of any school year in which additional federal funds are determined by the commissioner to be available for such reimbursement, the commissioner shall equitably allocate such funds for reimbursement of allowable administrative costs, in a manner determined by the commissioner which is consistent with federal statutes and regulations governing the use of federal funds, to school districts which have demonstrated a need for such additional funds. At the close of the school year for which such funds were allocated, each board shall submit, in a form prescribed by the commissioner, a statement of the allowable administrative costs incurred pursuant to this section. A board may[, subject to approval of the commissioner,] submit any allowable administrative costs for which federal funds are not allocated to that school district pursuant to this subdivision to the

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

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[appropriate municipality or municipalities] COMMISSIONER for ONE HUNDRED PERCENT reimbursement [pursuant to subdivision eleven of this section] OF ALLOWABLE ADMINISTRATIVE COSTS.

S 2. This act shall take effect on the first of July next succeeding the date on which it shall have become a law.