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

8146

2009-2010 Regular Sessions

I N A S S E M B L Y

May 6, 2009

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

AN ACT to authorize the Bolivar-Richburg central school district to repay certain excess state aid over a period of 3 years

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

Section 1. Notwithstanding any provisions of law to the contrary, state aid payments in the amount of not more than three hundred eleven thousand nine hundred sixty-two dollars ($311,962) made to the Bolivar-Richburg central school district in the 2004--2005 school year, which included excess payments of state aid of which the district has been notified, and for which a recovery must be made by the state through deduction of future aid payments, shall be reduced through aid deductions totaling such excess payments, by deducting one-third of such excess payments from the payments due to such school district and payable in the month of June in the years 2009, 2010 and 2011; provided, however, there shall be no interest penalty assessed against such district or collected by the state, and provided further that, notwithstanding any other provisions of this act, any pending payment of moneys due to such district as a prior year adjustment payable pursuant to paragraph c of subdivision 5 of section 3604 of the education law for aid claims that had been previously paid in excess as current year aid payments and for which recovery of excess payments is to be made pursuant to this section, shall be reduced at the time of actual payment by any remaining unrecovered balance of such excess payments, and the remaining scheduled deductions of such excess payments pursuant to this section shall be reduced by the commissioner of education to reflect the amount so recovered.

S 2. This act shall take effect immediately.

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

LBD11539-01-9