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

S. 6473 A. 9716

S E N A T E - A S S E M B L Y

January 19, 2010

IN SENATE -- Introduced by Sen. THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Education

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

AN ACT to amend the education law, in relation to charter schools

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

Section 1. Paragraph (d) of subdivision 2 of section 2852 of the education law, as added by section 2 of part D-2 of chapter 57 of the laws of 2007, is amended to read as follows:

(d) in a school district, OTHER THAN A CITY SCHOOL DISTRICT IN A CITY HAVING A POPULATION OF ONE MILLION OR MORE INHABITANTS, where the total enrollment of resident students attending charter schools in the base year is greater than five percent of the total public school enrollment of the school district in the base year (i) granting the application would have a significant educational benefit to the students expected to attend the proposed charter school [or] AND (ii) THE TRUSTEE, TRUSTEES, OR BOARD OF EDUCATION OF the school district in which the charter school will be located consents to such application.

S 2. This act shall take effect immediately.

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

LBD15483-01-0