

8044

I N S E N A T E

June 2, 2010

Introduced by Sen. OPPENHEIMER -- read twice and ordered printed, and
when printed to be committed to the Committee on Local Government

AN ACT to legalize, validate, ratify and confirm certain capital
improvement projects of the New Rochelle city school district

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

1 Section 1. Legislative intent. The legislature hereby finds that the
2 New Rochelle city school district approved several capital improvement
3 projects which were designated by the state education department as
4 project numbers 0001-007, 0002-006, 0004-004, 0012-006, 0006-004, 0003-
5 006, 0001-009, 0001-010, 7999-001 and 7999-002. In addition, the
6 projects were eligible for certain state aid. The legislature further
7 finds that due to ministerial error, required filings for eligibility
8 for such aid were not made by the district in a timely manner making the
9 district ineligible for certain aid. The legislature further finds that
10 without such aid, the capital improvement projects will impose an addi-
11 tional, unanticipated hardship on district taxpayers.
12 S 2. All the acts done and proceedings heretofore had and taken or
13 caused to be had and taken by the New Rochelle city school district and
14 by all its officers or agents relating to or in connection with certain
15 final cost reports to be filed with the state education department for
16 projects 0001-007, 0002-006, 0004-004, 0012-006, 0006-004, 0003-006,
17 0001-009, 0001-010, 7999-001 and 7999-002, and all acts incidental ther-
18 eto are hereby legalized, validated, ratified and confirmed, notwith-
19 standing any failure to comply with the approval and filing provisions
20 of the education law or any other law or any other statutory authority,
21 rule or regulation, in relation to any omissions, error, defect, irreg-
22 ularity or illegality in such proceedings had and taken, and provided
23 further that any amount due and payable to the New Rochelle city school
24 district for school years prior to the 2010-11 school year as a result
25 of this act shall be paid pursuant to the provisions of paragraph c of
26 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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1 S 3. The education department is hereby directed to consider the
2 approved costs of the aforementioned project as valid and property obli-
3 gations of the New Rochelle city school district.
4 S 4. This act shall take effect immediately.