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

10241

I N A S S E M B L Y

May 16, 2012

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

AN ACT to amend the education law, in relation to proceedings at meetings to consolidate school districts

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

Section 1. Subdivision 1 of section 1512 of the education law, as amended by chapter 461 of the laws of 1996, is amended to read as follows:

1. Such meeting shall be organized as provided in section fifteen hundred twenty-three OF THIS ARTICLE. Such meeting may adopt a resolution to consolidate such districts if two-thirds of the qualified electors of each district having less than fifteen of such electors are present, or in case of districts having fifteen or more qualified electors if ten or more are present. The vote upon such resolution shall be by ballot or by taking and recording the ayes and noes. If the vote shall be by taking and recording the ayes and noes, the clerk and such assistants as may be provided for him OR HER by the meeting shall keep a poll-list upon which shall be recorded the names of all qualified electors voting upon the resolution, the districts in which such electors reside, and how each elector voted. If the vote shall be by ballot, one or more inspectors of election shall be appointed in such manner as the meeting shall determine, who shall receive the votes cast, canvass the same and announce the result of the ballot to the chairman. If the vote shall be by ballot then voting machines may be used in the manner prescribed by section two thousand thirty-five of this chapter and provision shall be made for absentee ballots as provided in section two thousand eighteen-a or two thousand eighteen-b of this chapter. If it shall appear that a majority of the qualified electors present and voting from each district are in favor of such resolution, it shall be declared adopted and where at least one of the districts consolidated is a union free school district it shall be lawful for such meeting thereafter to proceed to the election of a board of education as provided in sections seventeen hundred two and seventeen hundred four of this chap-

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

LBD14347-01-2

ter. If a majority of the qualified electors present and voting from each district are not in favor of such resolution, all further proceedings at such meeting, except a motion to reconsider or adjourn, shall be dispensed with and no such meeting shall be again called within [one year thereafter] SIXTY DAYS OF SUCH VOTE.

S 2. This act shall take effect immediately.