

4465

2011-2012 Regular Sessions

I N S E N A T E

April 6, 2011

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

AN ACT imposing a moratorium on the initiation of school closings in cities with a population of one million or more; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Notwithstanding any inconsistent provision of the education
2 law or any other law to the contrary, there is hereby established a
3 moratorium on the initiation of any proposed school closing, including a
4 phase-out plan or grade reconfiguration, for any public school located
5 within such city school district. The chancellor of the city school
6 district shall not file an educational impact statement with the city
7 board of education regarding the closure of any public or charter school
8 in the district during the period of the moratorium as set forth in this
9 act. The provisions of this section shall not apply to any closure,
10 phase-out plan or grade reconfiguration which has been approved by the
11 city board pursuant to section 2590-g of the education law prior to the
12 effective date of this act. In the event that the chancellor of the city
13 school district determines that a school closing is immediately neces-
14 sary for the preservation of student health, safety or general welfare,
15 such chancellor may temporarily close a public school on an emergency
16 basis.
17 S 2. This act shall take effect on the thirtieth day after it shall
18 have become a law and shall expire and be deemed repealed one year after
19 such effective date.

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

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