

586

2011-2012 Regular Sessions

I N   S E N A T E

(PREFILED)

January 5, 2011

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Introduced by Sens. KLEIN, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to restricting the sale, lease, transfer or authorization of open-air schoolhouse playgrounds for certain uses

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

1     Section 1. Subdivision 5 of section 2556 of the education law, such  
2     section as renumbered by chapter 762 of the laws of 1950, is amended to  
3     read as follows:  
4     5. It shall be unlawful for a schoolhouse to be constructed in the  
5     city of New York without an open-air playground attached to or used in  
6     connection with the same. EXISTING PLAYGROUNDS SHALL NOT BE SOLD,  
7     LEASED OR TRANSFERRED, OR PERMANENTLY AUTHORIZED FOR OTHER USES SUCH AS  
8     SCHOOL BUILDING CONSTRUCTION, RENOVATION, PLACEMENT OR STORAGE OF BUILD-  
9     ING MATERIALS FOR SUCH WORK THAT WOULD ELIMINATE THE USE OF SUCH PLAY-  
10    GROUND SPACE FOR OUTDOOR RECREATIONAL ACTIVITIES UNLESS A PLAN IS ESTAB-  
11    LISHED AND IMPLEMENTED TO PROVIDE SUITABLE AND ADEQUATE PHYSICAL  
12    ACTIVITIES OR SPACE TO ACCOMMODATE THE PHYSICAL AND RECREATIONAL NEEDS  
13    OF THE PUPILS OF SUCH BUILDING. THE PROVISIONS OF THIS SUBDIVISION  
14    SHALL NOT APPLY DURING SCHOOL CONSTRUCTION ACTIVITIES ON SUCH PLAY-  
15    GROUNDS THAT HAVE A DURATION OF SIX MONTHS OR LESS.  
16    S 2. This act shall take effect July 1, 2012; provided however, that  
17    the commissioner of education is authorized and directed to promulgate  
18    any rules or regulations necessary for the timely implementation of this  
19    act on or before such date.

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

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