

7120

I N S E N A T E

April 30, 2012

Introduced by Sen. FLANAGAN -- 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 services to out-of-state school districts by boards of cooperative educational services

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

1 Section 1. Paragraph h of subdivision 4 of section 1950 of the educa-
2 tion law is amended by adding a new subparagraph 10 to read as follows:
3 (10) TO ENTER INTO CONTRACTS WITH OUT-OF-STATE SCHOOL DISTRICTS, WITH
4 THE APPROVAL OF THE DISTRICT SUPERINTENDENT OF SCHOOLS, TO PROVIDE
5 SERVICES MADE AVAILABLE TO ANY SCHOOL DISTRICT WITHIN THE SUPERVISORY
6 DISTRICT UPON SUCH TERMS AS DETERMINED BY THE COMMISSIONER IN RULES AND
7 REGULATIONS AND AS AGREED UPON PURSUANT TO CONTRACTS EXECUTED BY SUCH
8 BOARD OF COOPERATIVE EDUCATIONAL SERVICES AND THE TRUSTEES OR BOARDS OF
9 EDUCATION OF SUCH OUT-OF-STATE SCHOOL DISTRICTS. NO LATER THAN JUNE
10 THIRTIETH OF EACH YEAR, EACH BOARD OF COOPERATIVE EDUCATIONAL SERVICES
11 WHICH PROVIDES SERVICES TO OUT-OF-STATE SCHOOL DISTRICTS SHALL REPORT
12 THE AMOUNT AND NATURE OF SUCH SERVICES TO THE COMMISSIONER.

13 S 2. Subparagraph 2 of paragraph d of subdivision 4 of section 1950 of
14 the education law, as added by chapter 474 of the laws of 1996, is
15 amended to read as follows:

16 (2) Certain services prohibited. Commencing with the nineteen hundred
17 ninety-seven--ninety-eight school year, the commissioner shall not be
18 authorized to approve as an aidable shared service pursuant to this
19 subdivision any cooperative maintenance services or municipal services,
20 including but not limited to, lawn mowing services and heating, venti-
21 lation or air conditioning repair or maintenance or trash collection, or
22 any other municipal services as defined by the commissioner. On and
23 after the effective date of this paragraph, the commissioner shall not
24 approve, as an aidable shared service, any new cooperative maintenance
25 or municipal services for the nineteen hundred ninety-six--ninety-seven
26 school year, provided that the commissioner may approve the continuation
27 of such services for one year if provided in the nineteen hundred nine-
28 ty-five--ninety-six school year. NO SERVICE PROVIDED TO AN OUT-OF-STATE
29 SCHOOL DISTRICT PURSUANT TO SUBPARAGRAPH TEN OF PARAGRAPH H OF THIS
30 SUBDIVISION SHALL BE ELIGIBLE FOR AID.

31 S 3. This act shall take effect immediately.

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

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