

2735

2013-2014 Regular Sessions

I N   A S S E M B L Y

January 17, 2013

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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:

1     Section 1. Subdivision 1 of section 1512 of the education law, as  
2 amended by chapter 461 of the laws of 1996, is amended to read as  
3 follows:  
4     1. Such meeting shall be organized as provided in section fifteen  
5 hundred twenty-three OF THIS ARTICLE. Such meeting may adopt a resolution  
6 to consolidate such districts if two-thirds of the qualified electors  
7 of each district having less than fifteen of such electors are  
8 present, or in case of districts having fifteen or more qualified electors  
9 if ten or more are present. The vote upon such resolution shall be  
10 by ballot or by taking and recording the ayes and noes. If the vote  
11 shall be by taking and recording the ayes and noes, the clerk and such  
12 assistants as may be provided for him OR HER by the meeting shall keep a  
13 poll-list upon which shall be recorded the names of all qualified electors  
14 voting upon the resolution, the districts in which such electors  
15 reside, and how each elector voted. If the vote shall be by ballot, one  
16 or more inspectors of election shall be appointed in such manner as the  
17 meeting shall determine, who shall receive the votes cast, canvass the  
18 same and announce the result of the ballot to the chairman. If the vote  
19 shall be by ballot then voting machines may be used in the manner  
20 prescribed by section two thousand thirty-five of this chapter and  
21 provision shall be made for absentee ballots as provided in section two  
22 thousand eighteen-a or two thousand eighteen-b of this chapter. If it  
23 shall appear that a majority of the qualified electors present and  
24 voting from each district are in favor of such resolution, it shall be  
25 declared adopted and where at least one of the districts consolidated is

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

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1 a union free school district it shall be lawful for such meeting there-  
2 after to proceed to the election of a board of education as provided in  
3 sections seventeen hundred two and seventeen hundred four of this chap-  
4 ter. If a majority of the qualified electors present and voting from  
5 each district are not in favor of such resolution, all further  
6 proceedings at such meeting, except a motion to reconsider or adjourn,  
7 shall be dispensed with and no such meeting shall be again called within  
8 [one year thereafter] SIXTY DAYS OF SUCH VOTE.  
9 S 2. This act shall take effect immediately.