

8436

I N A S S E M B L Y

January 15, 2014

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

AN ACT to amend the education law, in relation to vacancies on the
community district education council

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

1 Section 1. Subparagraph 2 of paragraph (b) of subdivision 6 of section
2 2590-c of the education law, as added by chapter 345 of the laws of
3 2009, is amended to read as follows:
4 (2) If such vacancy results in the council not having at least one
5 member who is a parent of a student who is an English language learner
6 OR WHO HAS BEEN AN ENGLISH LANGUAGE LEARNER WITHIN THE PRECEDING TWO
7 YEARS, or results in the council not having at least one member who is a
8 parent of a student with an individualized education program, the commu-
9 nity council shall select a parent having such qualifications to fill
10 the vacancy.
11 S 2. Paragraph (c) of subdivision 8 of section 2590-c of the education
12 law, as amended by chapter 345 of the laws of 2009, is amended to read
13 as follows:
14 (c) develop selection procedures for community council members which
15 shall attempt to ensure membership that reflects a representative cross-
16 section of the communities within the school district and diversity of
17 the student population including those with particular educational
18 needs, shall include consideration of the enrollment figures within each
19 community district and the potential disparity of such enrollment from
20 school to school within the district, and shall ensure that, to the
21 extent possible, a school may have no more than one parent represen-
22 tative on the community council. Such procedures shall ensure that at
23 least one position on the community council is filled by a parent of a
24 student who is an English language learner OR WHO HAS BEEN AN ENGLISH
25 LANGUAGE LEARNER WITHIN THE PRECEDING TWO YEARS, and at least one posi-
26 tion is filled by a parent of a student with an individualized education
27 program, and shall allow for the seven remaining positions to be filled
28 by parents who are otherwise eligible.

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

LBD13510-01-4

1 S 3. This act shall take effect immediately, provided, however, that
2 the amendments to section 2590-c of the education law made by sections
3 one and two of this act shall not affect the repeal of such section and
4 shall be deemed repealed therewith.