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I N   S E N A T E

June 16, 2014

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Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and  
when printed to be committed to the Committee on Rules

AN ACT to amend the education law, in relation to apportionment for  
student transportation

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

1     Section 1. Paragraph a of subdivision 7 of section 3602 of the educa-  
2     tion law, as amended by section 17 of part B of chapter 57 of the laws  
3     of 2007, is amended to read as follows:  
4     a. In addition to the foregoing apportionment, there shall be appor-  
5     tioned to any school district for pupil transportation, the lesser of  
6     ninety per centum or the state share of its approved transportation  
7     expense for the base year. The state share shall equal the sum of the  
8     transportation sparsity adjustment and the transportation aid ratio, but  
9     not less than six and one-half percent. The transportation aid ratio  
10    shall equal the greater of (i) the product of one and two hundred  
11    sixty-three thousandths multiplied by the state sharing ratio, (ii) an  
12    aid ratio computed by subtracting from one and one hundredth the product  
13    computed to three decimals without rounding obtained by multiplying the  
14    resident weighted average daily attendance wealth ratio by forty-six  
15    percent, where such aid ratio shall be expressed as a decimal carried to  
16    three places without rounding [or], (iii) excluding cities with a popu-  
17    lation of more than one million, an aid ratio computed by subtracting  
18    from one and one hundredth the product computed to three decimal places  
19    without rounding obtained by multiplying the number computed to three  
20    decimals without rounding obtained when the quotient of actual valuation  
21    of a school district, as defined in paragraph c of subdivision one of  
22    this section, divided by the sum of the resident public school district  
23    enrollment, the resident nonpublic school district enrollment and the  
24    additional public school enrollment of the school district for the year  
25    prior to the base year is divided by the statewide average actual valu-  
26    ation per the sum of such total resident public school district enroll-  
27    ment, nonpublic school district enrollment and additional public school  
28    enrollment of all school districts eligible for an apportionment pursu-

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

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1 ant to this section except central high school districts as computed by  
2 the commissioner using the latest single year actual valuation computed  
3 under paragraph c of subdivision one of this section, by forty-six  
4 percent, where such ratio shall be expressed as a decimal carried to  
5 three decimal places without rounding. The computation of such statewide  
6 average shall include the actual valuation of all school districts  
7 eligible for an apportionment pursuant to this section except central  
8 high school districts OR (IV) FOR A SCHOOL DISTRICT WITH A TWO THOUSAND  
9 THIRTEEN--TWO THOUSAND FOURTEEN PUBLIC SCHOOL ENROLLMENT GREATER THAN  
10 ONE HUNDRED PUPILS AND WHOSE TWO THOUSAND THIRTEEN--TWO THOUSAND FOUR-  
11 TEEN RESIDENT NONPUBLIC SCHOOL DISTRICT ENROLLMENT IS GREATER THAN THIR-  
12 TY PERCENT OF ITS TWO THOUSAND THIRTEEN--TWO THOUSAND FOURTEEN PUBLIC  
13 SCHOOL DISTRICT ENROLLMENT, AN AID RATIO COMPUTED BY SUBTRACTING FROM  
14 ONE AND ONE HUNDREDTH THE PRODUCT COMPUTED TO THREE DECIMAL PLACES WITH-  
15 OUT ROUNDING OBTAINED BY MULTIPLYING THE NUMBER COMPUTED TO THREE DECI-  
16 MALS WITHOUT ROUNDING OBTAINED WHEN THE QUOTIENT OF ACTUAL VALUATION OF  
17 A SCHOOL DISTRICT, AS DEFINED IN PARAGRAPH C OF SUBDIVISION ONE OF THIS  
18 SECTION, DIVIDED BY THE SUM OF THE RESIDENT PUBLIC SCHOOL DISTRICT  
19 ENROLLMENT, THE RESIDENT NONPUBLIC SCHOOL DISTRICT ENROLLMENT AND THE  
20 ADDITIONAL PUBLIC SCHOOL ENROLLMENT OF THE SCHOOL DISTRICT FOR THE YEAR  
21 PRIOR TO THE BASE YEAR IS DIVIDED BY THE STATEWIDE AVERAGE ACTUAL VALU-  
22 ATION PER THE SUM OF SUCH TOTAL RESIDENT PUBLIC SCHOOL DISTRICT ENROLL-  
23 MENT, NONPUBLIC SCHOOL DISTRICT ENROLLMENT AND ADDITIONAL PUBLIC SCHOOL  
24 ENROLLMENT OF ALL SCHOOL DISTRICTS ELIGIBLE FOR AN APPORTIONMENT PURSU-  
25 ANT TO THIS SECTION EXCEPT CENTRAL HIGH SCHOOL DISTRICTS AS COMPUTED BY  
26 THE COMMISSIONER USING THE LATEST SINGLE YEAR ACTUAL VALUATION COMPUTED  
27 UNDER PARAGRAPH C OF SUBDIVISION ONE OF THIS SECTION, BY TEN PERCENT,  
28 WHERE SUCH RATIO SHALL BE EXPRESSED AS A DECIMAL CARRIED TO THREE DECI-  
29 MAL PLACES WITHOUT ROUNDING. THE COMPUTATION OF SUCH STATEWIDE AVERAGE  
30 SHALL INCLUDE THE ACTUAL VALUATION OF ALL SCHOOL DISTRICTS ELIGIBLE FOR  
31 AN APPORTIONMENT PURSUANT TO THIS SECTION EXCEPT CENTRAL HIGH SCHOOL  
32 DISTRICTS. The transportation sparsity adjustment shall equal the  
33 quotient of: the positive remainder of twenty-one minus the district's  
34 public school enrollment for the year prior to the base year per square  
35 mile, divided by three hundred seventeen and eighty-eight hundredths.  
36 Approved transportation expense shall be the sum of the approved trans-  
37 portation operating expense and the approved transportation capital,  
38 debt service and lease expense of the district. Approved transportation  
39 expense shall not be aidable pursuant to section nineteen hundred fifty  
40 of this chapter.

41 S 2. This act shall take effect July 1, 2014.