

5053

2013-2014 Regular Sessions

I N   A S S E M B L Y

February 14, 2013

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Introduced by M. of A. ENGLEBRIGHT, JACOBS, BARRON, ROSENTHAL, ROBERTS,  
STECK, SOLAGES, HEVESI, COOK -- Multi-Sponsored by -- M. of A. ARROYO,  
RIVERA -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to directing the commis-  
sioner of education to establish standards for the maintenance and  
repair of school buildings and exempting expenditures for the mainte-  
nance and repair of school buildings from the tax levy limit

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

1     Section 1. Section 305 of the education law is amended by adding a new  
2     subdivision 43 to read as follows:  
3     43. THE COMMISSIONER SHALL, BY RULE, ESTABLISH MINIMUM STANDARDS FOR  
4     THE MAINTENANCE AND REPAIR OF SCHOOL BUILDINGS SO AS TO PROVIDE AN  
5     APPROPRIATE LEARNING ENVIRONMENT WITHIN EACH SUCH BUILDING.  
6     S 2. Subparagraphs (iii) and (iv) of paragraph i of subdivision 2 of  
7     section 2023-a of the education law, as added by section 2 of part A of  
8     chapter 97 of the laws of 2011, are amended and a new subparagraph (v)  
9     is added to read as follows:  
10    (iii) in years in which the normal contribution rate of the New York  
11    state teachers' retirement system, as defined by paragraph a of subdivi-  
12    sion two of section five hundred seventeen of this chapter, increases by  
13    more than two percentage points from the previous year, a tax levy  
14    necessary for expenditures for the coming fiscal year for school  
15    district employer contributions to the New York state teachers' retire-  
16    ment system caused by growth in the normal contribution rate minus two  
17    percentage points; [and]  
18    (iv) a capital tax levy[.]; AND  
19    (V) A TAX LEVY NECESSARY FOR EXPENDITURES FOR THE MAINTENANCE AND  
20    REPAIR OF SCHOOL BUILDINGS.  
21    S 3. This act shall take effect on the first of July next succeeding  
22    the date on which it shall have become a law, provided that, effective

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

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1 immediately, any rules and regulations necessary to implement the  
2 provisions of this act on its effective date are authorized and directed  
3 to be promulgated, amended and/or repealed on or before such date; and  
4 provided further that the amendments to section 2023-a of the education  
5 law made by section two of this act shall not affect the repeal of such  
6 section and shall be deemed repealed therewith.