

5053

2013-2014 Regular Sessions

I N A S S E M B L Y

February 14, 2013

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3 to be promulgated, amended and/or repealed on or before such date; and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.