S T A T E O F N E W Y O R K

4241--B

Cal. No. 491

2013-2014 Regular Sessions

I N S E N A T E

March 15, 2013

Introduced by Sen. STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend chapter 118 of the laws of 1969, relating to a separate union free school district in the town of Greenburgh, in the county of Westchester, in relation to clarifying the authority of the Greenburgh North Castle Union Free School District to lease certain properties and to expand its boundaries

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

Section 1. Section 2-a of chapter 118 of the laws of 1969, relating to a separate union free school district in the town of Greenburgh in the county of Westchester, as added by chapter 224 of the laws of 2010, is amended to read as follows:

S 2-a. Notwithstanding any other law, rule, or regulation to the contrary, in addition to the powers granted by section two of this act, subject to the approval of the New York state education department, the board of education shall be authorized to lease, AND EXPAND THE BOUNDARIES OF THE SCHOOL DISTRICT FOR THE DURATION OF THE APPLICABLE LEASES TO INCLUDE, properties located at 108 Shonnard Place in the city of Yonkers, county of Westchester, and at 1700 Old Orchard Place in the village of Valhalla, county of Westchester for the purpose of providing instruction to students enrolled in the school district.

S 2. Section 2-a of chapter 118 of the laws of 1969, relating to a separate union free school district in the town of Greenburgh, in the county of Westchester, as added by chapter 226 of the laws of 2010, is amended to read as follows:

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

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S [2-a] 2-B. Notwithstanding any other law, rule, or regulation to the contrary, in addition to the powers granted by section two of this act, subject to the approval of the New York state education department, the board of education shall be authorized to lease AND EXPAND BOUNDARIES OF properties located at 623 Blooming Grove Turnpike, in the town of New Windsor, county of Orange, to be known as the Kaplan Career Academy, for the purpose of providing instruction to students enrolled in the school district.

S 3. Chapter 118 of the laws of 1969, relating to a separate union free school district in the town of Greenburgh, in the county of Westchester, is amended by adding two new sections 2-c and 2-d to read as follows:

S 2-C. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, SUBJECT TO THE APPROVAL OF THE NEW YORK STATE EDUCATION DEPARTMENT, THE BOARD OF EDUCATION SHALL BE AUTHORIZED TO LEASE AND EXPAND BOUNDARIES OF PROPERTIES LOCATED AT 45 EAST GAINSBORG AVENUE IN THE VILLAGE OF WEST HARRISON, COUNTY OF WESTCHESTER, TO BE KNOWN AS THE REACH ACADEMY, AND TO ENTER INTO ANY AGREEMENTS NECESSARY TO CARRY OUT SUCH AUTHORITY, FOR THE PURPOSE OF PROVIDING INSTRUCTION TO STUDENTS ENROLLED IN THE GREENBURGH NORTH CASTLE UNION FREE SCHOOL DISTRICT.

S 2-D. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, SUBJECT TO THE APPROVAL OF THE NEW YORK STATE EDUCATION DEPARTMENT, THE BOARD OF EDUCATION SHALL BE AUTHORIZED TO LEASE AND EXPAND BOUNDARIES OF PROPERTIES LOCATED AT 100 NORTH BROADWAY, IN THE VILLAGE OF IRVINGTON, COUNTY OF WESTCHESTER, TO BE KNOWN AS THE GREENBURGH ACADEMY, AND TO ENTER INTO ANY AGREEMENTS NECESSARY TO CARRY OUT SUCH AUTHORITY, FOR THE PURPOSE OF PROVIDING INSTRUCTION TO STUDENTS ENROLLED IN THE GREENBURGH NORTH CASTLE UNION FREE SCHOOL DISTRICT.

S 4. The actions of the board of education of the Greenburgh North Castle union free school district in entering into a lease of properties located at 45 East Gainsborg Avenue in the village of West Harrison, county of Westchester, and 100 North Broadway in the village of Irvington, Westchester County prior to the effective date of this act are hereby ratified, validated and confirmed notwithstanding its location outside of the school district boundaries.

S 5. (a) Notwithstanding any provision of law to the contrary, the board of education of the Greenburgh North Castle union free school district number twelve, created pursuant to chapter 118 of the laws of 1969, as amended, shall be authorized to purchase property located at the site of the Jennie Clarkson Campus (1700 Old Orchard Street, Valhalla, New York 10595) in the County of Westchester from St. Christopher's Inc.

(b) Notwithstanding any provision of law to the contrary, the dormitory authority, St. Christopher's Inc. and the Greenburgh North Castle union free school district number twelve, of the towns of Greenburgh and North Castle, in the county of Westchester, are each hereby authorized to enter into such agreements as the dormitory authority deems reasonable or necessary to comply with the requirements of subdivision (a) of this section and to provide for the performance of the obligations of St. Christopher's Inc. and the Greenburgh North Castle union free school district number twelve, in accordance with the provisions of title 4 of article 8 of the public authorities law.

(c) Nothing in this chapter shall authorize the Greenburgh North Castle union free school district number twelve, of the towns of Greenburgh and North Castle, and St. Christopher's Inc. from effectuating the transactions authorized under this act without first obtaining any

governmental approvals, consents, licenses, permits and accreditation otherwise required under law, which shall include but not be limited to programmatic approval of the commissioner of education.

S 6. This act shall take effect immediately.