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

7681

I N S E N A T E

May 28, 2014

Introduced by Sen. FLANAGAN -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to authorizing the Massapequa board of education to provide certain children transportation to school

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

Section 1. Subdivision 1 of section 3635 of the education law is amended by adding a new paragraph h to read as follows:

H. NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH A OF THIS SUBDIVISION, THE BOARD OF EDUCATION OF THE MASSAPEQUA SCHOOL DISTRICT SHALL, UPON WRITTEN PETITION OF A PARENT OR OTHER PERSON IN PARENTAL RELATION OF A CHILD RESIDING WITHIN SUCH DISTRICT OR OF ANY REPRESENTATIVE AUTHORIZED BY SUCH PARENT OR OTHER PERSON IN PARENTAL RELATION, SIGNED BY TWENTY-FIVE QUALIFIED VOTERS OF THE DISTRICT OR FIVE PERCENT OF THE NUMBER OF VOTERS WHO VOTED IN THE PREVIOUS ANNUAL ELECTION OF THE MEMBERS OF THE BOARD OF EDUCATION, WHICHEVER IS GREATER, MAKE AN INVESTIGATION TO DETERMINE WHETHER CHILDREN RESIDING WITHIN THE TWO OR THREE MILE DESIGNATED AREA PURSUANT TO PARAGRAPH A OF THIS SUBDIVISION, MAY FOR SAFETY REASONS USE AN ALREADY ESTABLISHED PICK UP/DROP OFF LOCATION OUTSIDE OF SUCH TWO OR THREE MILE DESIGNATED AREA OR, AT THE DISCRETION OF THE MASSAPEQUA SCHOOL DISTRICT, MAY CREATE A NEW PICK UP/DROP-OFF SITE ALONG AN ESTABLISHED ROUTE. PETITIONS SHALL SPECIFY THE GEOGRAPHIC BOUNDARIES DETAILING POTENTIAL HAZARDS TO CHILD SAFETY. PETITIONS AND/OR ADDITIONAL WRITTEN REQUESTS FROM INDIVIDUAL PARENTS OR PERSONS IN PARENTAL RELATION REQUESTING TRANSPORTATION MAY BE SUBMITTED PROVIDED THAT SUCH PETITIONS AND/OR REQUESTS SHALL NOT BE SUBMITTED LATER THAN THE FIRST DAY OF MARCH PRECEDING THE SCHOOL YEAR FOR WHICH TRANSPORTATION IS REQUESTED. THE BOARD OF EDUCATION SHALL MAKE ITS DETERMINATION BEFORE SUCH BOARD PRESENTS THE BUDGET FOR THE SCHOOL YEAR FOR WHICH TRANSPORTATION IS REQUESTED. THE PARENT OR OTHER PERSON IN PARENTAL RELATION OF A CHILD NOT RESIDING IN SUCH DISTRICT ON THE FIRST DAY OF MARCH MAY SUBMIT A REQUEST WITHIN THIRTY DAYS AFTER ESTABLISHING RESIDENCE IN THE MASSAPEQUA SCHOOL DISTRICT, BUT IN NO EVENT LATER THAN THE

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

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FIRST DAY OF AUGUST OF THE SCHOOL YEAR FOR WHICH TRANSPORTATION IS REQUESTED AND THE BOARD OF EDUCATION SHALL MAKE ITS DETERMINATION WITHIN THIRTY DAYS OF RECEIPT OF SUCH REQUEST.

S 2. This act shall take effect immediately.