

4215

2015-2016 Regular Sessions

I N S E N A T E

March 11, 2015

Introduced by Sen. FLANAGAN -- (at request of the State Education Department) -- 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 providing an annual growth amount for tuition reimbursement for school age programs operated by in-state approved private schools for the education of students with disabilities and special act school districts

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

1 Section 1. Paragraph c of subdivision 4 of section 4405 of the educa-
2 tion law, as amended by chapter 82 of the laws of 1995, is amended to
3 read as follows:
4 c. The director of the budget, in consultation with the commissioner
5 [of education], the commissioner of social services, and any other state
6 agency or other source the director may deem appropriate, shall approve
7 reimbursement methodologies for tuition and for maintenance. Any modifi-
8 cation in the approved reimbursement methodologies shall be subject to
9 the approval of the director of the budget. [Notwithstanding any other
10 provision of law, rule or regulation to the contrary, tuition rates
11 established for the nineteen hundred ninety-five--ninety-six school year
12 shall exclude the two percent cost of living adjustment authorized in
13 rates established for the nineteen hundred ninety-four--ninety-five
14 school year.] TUITION RATES APPROVED FOR THE TWO THOUSAND FIFTEEN--TWO
15 THOUSAND SIXTEEN SCHOOL YEAR AND THEREAFTER FOR SPECIAL SERVICES OR
16 PROGRAMS PROVIDED TO SCHOOL-AGE STUDENTS BY APPROVED PRIVATE RESIDENTIAL
17 OR NON-RESIDENTIAL SCHOOLS FOR THE EDUCATION OF STUDENTS WITH DISABILI-
18 TIES THAT ARE LOCATED WITHIN THE STATE, AND BY SPECIAL ACT SCHOOL
19 DISTRICTS SHALL GROW BY A PERCENTAGE EQUAL TO THE GREATER OF: (I) THE
20 AVERAGE, ROUNDED TO THREE DECIMAL PLACES, OF THE QUOTIENTS OF THE TOTAL
21 PERSONAL INCOME OF TAXPAYERS IN THE STATE FOR EACH STATE FISCAL YEAR IN
22 THE THREE-YEAR PERIOD FINISHING WITH THE STATE FISCAL YEAR ONE YEAR

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

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1 PRIOR TO THE STATE FISCAL YEAR IN WHICH THE BASE YEAR COMMENCED DIVIDED
2 BY THE TOTAL PERSONAL INCOME OF TAXPAYERS OF THE STATE FOR EACH IMME-
3 DIATELY PRECEDING STATE FISCAL YEAR, ROUNDED TO THREE DECIMAL PLACES
4 MINUS ONE, OR (II) ZERO.

5 S 2. This act shall take effect immediately.