STATE OF NEW YORK

3186

2019-2020 Regular Sessions

IN ASSEMBLY

January 28, 2019

Introduced by M. of A. GUNTHER -- Multi-Sponsored by -- M. of A. BRABENEC -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to excluding expenditures for school resource officers employed by a municipality and assigned to a school district from tax levy limitations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subparagraphs (iii) and (iv) of paragraph i of subdivision 2 of section 2023-a of the education law, as added by section 2 of part A of chapter 97 of the laws of 2011, are amended and a new subparagraph (v) is added to read as follows:

(iii) in years in which the normal contribution rate of the New York state teachers' retirement system, as defined by paragraph a of subdivision two of section five hundred seventeen of this chapter, increases by more than two percentage points from the previous year, a tax levy necessary for expenditures for the coming fiscal year for school district employer contributions to the New York state teachers' retirement system caused by growth in the normal contribution rate minus two percentage points; [~~and~~]

(iv) a capital tax levy[~~.~~]*; and*

(v) a tax levy necessary for expenditures to pay for a school resource officer that is currently employed by a municipality and assigned to the school district provided that the school district is in compliance with section thirteen hundred eighteen of the real property tax law.

§ 2. Paragraph (a) of subdivision 6 of section 2023-a of the education law, as added by section 2 of part A of chapter 97 of the laws of 2011, is amended to read as follows:

(a) Notwithstanding any other provision of law to the contrary, in the event the trustee, trustees or board of education of a school district that is subject to the provisions of this section proposes a budget that will require a tax levy that exceeds the tax levy limit for the corre-

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

LBD01107-01-9

sponding school year, not including any levy necessary to support the expenditures pursuant to subparagraphs (i) through [~~(iv)~~] (v) of paragraph i of subdivision two of this section, then such budget shall be approved if sixty percent of the votes cast thereon are in the affirmative.

§ 3. Section 2 of the education law is amended by adding a new subdivision 25 to read as follows:

25. "School resource officer" shall be defined as a police officer or peace officer who serves in a role as security personnel for a school district.

§ 4. This act shall take effect immediately; provided that the amendments made to section 2023-a of the education law by sections one and two of this act shall not affect the repeal of such section and shall be deemed repealed therewith.