STATE OF NEW YORK

368

2019-2020 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 9, 2019

Introduced by M. of A. STECK -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to school boards

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

Section 1. Paragraphs (a) and (b) 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, are amended to read as follows:

(a) Notwithstanding any other provision of law to the contrary, [~~in the event~~] **where** 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 corresponding school year, not including any levy necessary to support the expenditures pursuant to subparagraphs (i) through (iv) of paragraph i of subdivision two of this section, **such proposed budget shall be approved by sixty percent of the votes of the trustee, trustees or board of education,** then such budget shall be approved if [~~sixty percent~~] **a majority** of the votes cast [~~thereon~~] **by qualified voters** are in the affirmative.

(b) Where the trustee, trustees or board of education proposes a budget subject to the requirements of paragraph (a) of this subdivision, the ballot for such budget shall include the following statement in substantially the same form: "Adoption of this budget requires a tax levy increase of which exceeds the statutory tax levy increase limit of for this school fiscal year and therefore exceeds the state tax cap and must be approved by [~~sixty percent~~] **a majority** of the qualified voters present and voting."

§ 2. This act shall take effect immediately, provided, however, that the amendments to paragraphs (a) and (b) of subdivision 6 of section 2023-a of the education law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

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

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