

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:

1 Section 1. Paragraphs (a) and (b) of subdivision 6 of section 2023-a
2 of the education law, as added by section 2 of part A of chapter 97 of
3 the laws of 2011, are amended to read as follows:

4 (a) Notwithstanding any other provision of law to the contrary, [~~in~~
5 ~~the event~~] where the trustee, trustees or board of education of a school
6 district that is subject to the provisions of this section proposes a
7 budget that will require a tax levy that exceeds the tax levy limit for
8 the corresponding school year, not including any levy necessary to
9 support the expenditures pursuant to subparagraphs (i) through (iv) of
10 paragraph i of subdivision two of this section, such proposed budget
11 shall be approved by sixty percent of the votes of the trustee, trustees
12 or board of education, then such budget shall be approved if [~~sixty~~
13 ~~percent~~] a majority of the votes cast [~~thereon~~] by qualified voters are
14 in the affirmative.

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

23 § 2. This act shall take effect immediately, provided, however, that
24 the amendments to paragraphs (a) and (b) of subdivision 6 of section
25 2023-a of the education law made by section one of this act shall not
26 affect the repeal of such section and shall be deemed repealed there-
27 with.

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

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