STATE OF NEW YORK

6102

2019-2020 Regular Sessions

IN ASSEMBLY

February 28, 2019

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

AN ACT amend the education law, in relation to excluding tax levies necessary for expenditures increasing school safety or security from the school district tax levy limit

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 increasing school safety or security.

§ 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 corresponding school year, not including any levy necessary to support the expenditures pursuant to subparagraphs (i) through [~~(iv)~~] **(v)** of para-

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

LBD06981-01-9

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education law made by sections one and two of this act shall not affect the repeal of such section and shall be deemed repealed therewith.