STATE OF NEW YORK

1793

2019-2020 Regular Sessions

IN ASSEMBLY

January 17, 2019

Introduced by M. of A. CROUCH, FINCH, GIGLIO -- read once and referred to the Committee on Education

AN ACT in relation to directing the commissioner of education to establish apportionment methods for certain school districts with respect to students with disabilities

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

Section 1. Legislative findings. The legislature finds that students with disabilities often need special accommodations in order to achieve the highest standards of learning. These special accommodations are often associated with high costs. The legislature further finds that when a student with a disability transfers to a new school district within the same school year, the new school district is without funding for such student until the beginning of the next school year.

The legislature therefore finds that it is necessary to direct the commissioner of education to establish a method by which a school district may receive necessary aid for students with disabilities at any time, throughout the school year, as may be appropriate.

§ 2. The commissioner of education is hereby directed to establish a method for apportioning school aid for students with disabilities at any time, throughout the school year, as may be appropriate.

§ 3. The commissioner of education shall establish a special fund to be used solely for the purpose of supplying interim aid to school districts that are attended by students with disabilities, where such student or students were not accounted for in the initial apportionment to such school district at the beginning of the school year.

§ 4. The commissioner of education shall apportion monies for students with disabilities on a quarterly basis, and to allow for the apportionment to follow the student from school district to school district throughout the school year.

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

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§ 5. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately any rules or regulations necessary for the timely implementation of the provisions of this act on its effective date may be promulgated on or before such date.