

# STATE OF NEW YORK

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3372

2019-2020 Regular Sessions

## IN ASSEMBLY

January 29, 2019

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

AN ACT to amend the education law, in relation to the powers and duties of the chancellor of education in the city of New York; to amend chapter 91 of the laws of 2002 amending the education law and other laws relating to the reorganization of the New York city school construction authority, board of education and community boards, in relation to the expiration and repeal date of certain provisions thereof; and to amend chapter 345 of the laws of 2009 amending the education law and other laws relating to the reorganization of the New York city board of education, chancellor, community councils and community superintendents, in relation to extending the expiration and repeal date of certain provisions thereof

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

1 Section 1. The opening paragraph of section 2590-h of the education  
2 law, as amended by chapter 345 of the laws of 2009, is amended to read  
3 as follows:  
4 The office of chancellor of the city district is hereby continued.  
5 Such chancellor shall serve at the pleasure of and be employed by the  
6 mayor of the city of New York by contract, with the advice and consent  
7 of the New York city council. The length of such contract shall not  
8 exceed by more than two years the term of office of the mayor authoriz-  
9 ing such contract. The chancellor shall receive a salary to be fixed by  
10 the mayor within the budgetary allocation therefor. He or she shall  
11 exercise all his or her powers and duties in a manner not inconsistent  
12 with the city-wide educational policies of the city board. The chancel-  
13 lor shall have the following powers and duties as the superintendent of  
14 schools and chief executive officer for the city district, which the  
15 chancellor shall exercise to promote an equal educational opportunity  
16 for all students in the schools of the city district, promote fiscal and

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

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1 educational equity, increase student achievement and school performance  
2 and encourage local school-based innovation, including the power and  
3 duty to:

4 § 2. Section 34 of chapter 91 of the laws of 2002 amending the educa-  
5 tion law and other laws relating to the reorganization of the New York  
6 city school construction authority, board of education and community  
7 boards, as amended by section 1 of part G of chapter 61 of the laws of  
8 2017, is amended to read as follows:

9 § 34. This act shall take effect July 1, 2002; provided, that sections  
10 one through twenty, twenty-four, and twenty-six through thirty of this  
11 act shall expire and be deemed repealed June 30, [~~2019~~] 2025 provided,  
12 further, that notwithstanding any provision of article 5 of the general  
13 construction law, on June 30, [~~2019~~] 2025 the provisions of subdivisions  
14 3, 5, and 8, paragraph b of subdivision 13, subdivision 14, paragraphs  
15 b, d, and e of subdivision 15, and subdivisions 17 and 21 of section  
16 2554 of the education law as repealed by section three of this act,  
17 subdivision 1 of section 2590-b of the education law as repealed by  
18 section six of this act, paragraph (a) of subdivision 2 of section  
19 2590-b of the education law as repealed by section seven of this act,  
20 section 2590-c of the education law as repealed by section eight of this  
21 act, paragraph c of subdivision 2 of section 2590-d of the education law  
22 as repealed by section twenty-six of this act, subdivision 1 of section  
23 2590-e of the education law as repealed by section twenty-seven of this  
24 act, subdivision 28 of section 2590-h of the education law as repealed  
25 by section twenty-eight of this act, subdivision 30 of section 2590-h of  
26 the education law as repealed by section twenty-nine of this act, subdi-  
27 vision 30-a of section 2590-h of the education law as repealed by  
28 section thirty of this act shall be revived and be read as such  
29 provisions existed in law on the date immediately preceding the effec-  
30 tive date of this act; provided, however, that sections seven and eight  
31 of this act shall take effect on November 30, 2003; provided further  
32 that the amendments to subdivision 25 of section 2554 of the education  
33 law made by section two of this act shall be subject to the expiration  
34 and reversion of such subdivision pursuant to section 12 of chapter 147  
35 of the laws of 2001, as amended, when upon such date the provisions of  
36 section four of this act shall take effect.

37 § 3. Subdivision 12 of section 17 of chapter 345 of the laws of 2009  
38 amending the education law and other laws relating to the reorganization  
39 of the New York city board of education, chancellor, community councils  
40 and community superintendents, as amended by section 2 of part G of  
41 chapter 61 of the laws of 2017, is amended to read as follows:

42 12. any provision in sections one, two, three, four, five, six, seven,  
43 eight, nine, ten and eleven of this act not otherwise set to expire  
44 pursuant to section 34 of chapter 91 of the laws of 2002, as amended, or  
45 section 17 of chapter 123 of the laws of 2003, as amended, shall expire  
46 and be deemed repealed [~~June 30, 2019~~] in the same manner and upon the  
47 same date as the expirations and repeals provided for in such section of  
48 chapter 91 of the laws of 2002.

49 § 4. This act shall take effect immediately, provided, however, that  
50 the amendments to the opening paragraph of section 2590-h of the educa-  
51 tion law made by section one of this act shall not affect the expiration  
52 of such paragraph and such section and shall be deemed to expire there-  
53 with.