STATE OF NEW YORK

4702

2019-2020 Regular Sessions

IN ASSEMBLY

February 5, 2019

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

AN ACT to amend the education law, in relation to defining need-resource capacity; and in relation to authorizing and directing the commissioner of education to examine current wealth and student need factors used to calculate foundation aid

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

Section 1. Subdivision 1 of section 3602 of the education law is amended by adding a new paragraph ii to read as follows:

ii. "Need-resource capacity" as determined pursuant to clause (c) of subparagraph two of paragraph c of subdivision six of this section for the school aid computer listing produced by the commissioner in support of the enacted budget for the two thousand seven--two thousand eight school year and entitled "SA0708", shall mean an index developed by the commissioner used to categorize school districts into similar school districts. Such index shall be updated on an annual basis by the commissioner. Further, if such index is used for school district allocation purposes, such index must be updated annually and used in a school aid computer listing in support of an enacted budget.

§ 2. The commissioner of education is hereby authorized and directed to examine the current wealth and student need factors used to calculate foundation aid under section 3602 of the education law and prepare a report of recommendations that would ensure a more accurate representation of district and student need for use in such education aid formula. Provided further, in developing such recommendations, the commissioner of education shall examine other reliable measures of district need and student poverty. The report shall be submitted to the director of the budget, the chairs of the senate finance committee, the assembly ways and means committee, the senate education committee, and the assembly education committee on or before October 1, 2021.

§ 3. This act shall take effect immediately.

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

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