STATE OF NEW YORK

7339

2019-2020 Regular Sessions

IN ASSEMBLY

April 25, 2019

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

AN ACT to amend the education law, in relation to mayoral control of the city school district of the city of New York

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

Section 1. Paragraph (a) of subdivision 1 of section 2590-b of the education law, as amended by chapter 345 of the laws of 2009, is amended and a new paragraph (f) is added to read as follows:

(a) The board of education of the city school district of the city of New York is hereby continued. Such board of education shall consist of thirteen appointed members: **one member to be appointed by the public advocate of the city of New York,** one member to be appointed by each borough president of the city of New York; and [~~eight~~] **seven** members to be appointed by the mayor of the city of New York. The chancellor shall serve as an ex-officio non-voting member of the city board. The city board shall elect its own chairperson from among its voting members. All thirteen appointed members [~~shall serve at the pleasure of the appointing authority and~~] shall not be employed in any capacity by the city of New York, or a subdivision thereof, or the city board. No appointed member of the city board shall also be a member, officer, or employee of any public corporation, authority, or commission where the mayor of the city of New York has a majority of the appointments. **The public advocate's appointee shall be a resident of the city of New York.** Each borough president's appointee shall be a resident of the borough for which the borough president appointing him or her was elected and shall be the parent of a child attending a public school within the city school district of the city of New York. Each mayoral appointee shall be a resident of the city [~~and two~~]**, four** shall be parents of a child attending a public school within the city district **and three shall have expertise in an area that will assist the city board in achieving its**

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

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purpose. All parent members shall be eligible to continue to serve on the city board for two years following the conclusion of their child's attendance at a public school within the city district. All appointees shall serve for a term of two years and shall not be removed without just cause. Any recommendation for the removal of an appointee shall be made by the appointing authority and shall be approved only by a majority vote of the other twelve members. There shall be no limit on the amount of terms an appointee can serve. Any vacancy shall be filled by appointment by the appropriate appointing authority within ninety days of such vacancy. Notwithstanding any provision of local law, the members of the board shall not have staff, offices, or vehicles assigned to them or receive compensation for their services, but shall be reimbursed for the actual and necessary expenses incurred by them in the performance of their duties.

(f) There shall be an advisory study group to report on the city board established under this subdivision. The advisory study group shall:

(i) be chaired by the public advocate;

(ii) consist of five members to be appointed by the five borough presidents, who shall each appoint one member, and each appointee shall serve under the same residency and term limit requirements pursuant to subdivision (a) of this section;

(iii) hold at least one meeting annually to discuss the effectiveness of the city board in accomplishing its purpose; and

(iv) issue a report every five years on the effectiveness of the city board in accomplishing its purpose and make recommendations on how to improve the efficiency and quality of the city board's performance.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law; provided, however, that the amendments to subdivision 1 of section 2590-b of the education law made by section one of this act shall not affect the expiration of such subdivision and such section and shall be deemed to expire therewith.