STATE OF NEW YORK

1961

2019-2020 Regular Sessions

IN SENATE

January 18, 2019
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Introduced by Sen. LITTLE -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to authorizing school districts to establish reserve funds for the payment of the costs and expenses of programs of special education

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

1   Section 1. Section 3651 of the education law is amended by adding two
2 new subdivisions 1-c and 3-b to read as follows:
3   1-c. Notwithstanding the provisions of subdivision one of this
4 section, any school district may establish a reserve fund for the
5 payments of the costs and expenses of providing programs of special
6 education pursuant to article eighty-nine of this chapter, without
7 approval by the qualified voters of the district, provided, however,
8 that the total of the monies held in such reserve fund shall not exceed
9 that amount which might reasonably be deemed necessary to meet antic-
10 ipated costs and expenses of providing programs of special education for
11 which the state has not provided financial assistance. Any monies depos-
12 ited to such reserve fund which are not expended for the payment of the
13 costs and expenses of providing programs of special education during the
14 school year and/or which will not reasonably be required to pay any such
15 costs and expenses shall be returned to the general fund.
16   3-b. Notwithstanding the provisions of subdivision three of this
17 section, any school district which establishes a reserve fund in accord-
18 ance with subdivision one-c of this section may make expenditures from
19 such fund for the purposes specified in such subdivision without author-
20 ization of the voters.
21   § 2. This act shall take effect immediately.