

STATE OF NEW YORK

4949

2019-2020 Regular Sessions

IN SENATE

April 2, 2019

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to validate certain acts of the Mahopac Central school district with regard to certain capital improvement projects

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

1 Section 1. Legislative intent. The legislature hereby finds that the
2 Mahopac Central school district approved eight capital improvement
3 projects which are designated as project numbers 0001-010, 0002-011,
4 0003-004, 0004-011, 0005-011, 0006-011, 5010-007, and 7012-006. In addi-
5 tion, the projects were eligible for certain state aid. The legislature
6 further finds that due to ministerial error, the required filing of the
7 final cost reports for such projects were not made by such district in a
8 timely manner making the district ineligible for certain aid. The legis-
9 lature further finds that without such aid, the capital improvement
10 projects will impose an additional, unanticipated hardship on district
11 taxpayers.

12 § 2. All the acts done and proceedings heretofore had and taken or
13 caused to be had or taken by the Mahopac Central school district and by
14 all its officers or agents relating to or in connection with a certain
15 final cost report to be filed with the state education department for
16 project numbers 0001-010, 0002-011, 0003-004, 0004-011, 0005-011, 0006-
17 011, 5010-007, and 7012-006, and all acts incidental thereto are hereby
18 legalized, validated, ratified and confirmed, notwithstanding any fail-
19 ure to comply with the approval and filing provisions of the education
20 law or any other law or any other statutory authority, rule or regu-
21 lation, in relation to any omissions, error, defect, irregularity or
22 illegality in such proceedings had and taken, and provided further that
23 any amount due and payable to the Mahopac Central school district for
24 school years prior to the 2018-2019 school year as a result of this act

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

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1 shall be paid pursuant to the provisions of paragraph c of subdivision 5
2 of section 3604 of the education law.

3 § 3. The education department is hereby directed to consider the
4 approved costs of the aforementioned projects as valid and proper obli-
5 gations of the Mahopac Central school district.

6 § 4. This act shall take effect immediately.