

# STATE OF NEW YORK

3836

2021-2022 Regular Sessions

## IN ASSEMBLY

January 28, 2021

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

AN ACT to amend the education law, in relation to the distribution of aid for high cost students with disabilities

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

1 Section 1. Section 3609-b of the education law is amended by adding a  
2 new third undesignated paragraph to read as follows:

3 For aid payable in the two thousand twenty-one--two thousand twenty-  
4 two school year and thereafter, "moneys apportioned" shall mean current  
5 year aid provided for current year expenses for new high cost students  
6 with disabilities that move into the district during the school year  
7 with an individualized education program from a committee on special  
8 education of another school district.

9 § 2. Paragraph c of subdivision 3 of section 4405 of the education  
10 law, as amended by chapter 82 of the laws of 1995, is amended to read as  
11 follows:

12 c. The apportionments to each school district pursuant to this subdi-  
13 vision shall be based on excess cost paid and attendance during the base  
14 year except, beginning in the two thousand twenty-one--two thousand  
15 twenty-two school year and thereafter, "moneys apportioned" shall be  
16 based on excess cost paid and attendance during the current year for new  
17 students with disabilities that move into the district during the school  
18 year with an individualized education program from a committee on  
19 special education of another school district requiring attendance at  
20 approved private special education programs.

21 § 3. This act shall take effect on the first of July next succeeding  
22 the date on which it shall have become a law.

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

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