

# STATE OF NEW YORK

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799

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. HOYLMAN -- 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 relocation of a charter school

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

1 Section 1. Subdivision 1 of section 2857 of the education law, as  
2 amended by section 7 of part D-2 of chapter 57 of the laws of 2007, is  
3 amended to read as follows:

4 1. The board of regents shall distribute information announcing the  
5 availability of the charter school process described in this article to  
6 each local school district and public postsecondary educational institu-  
7 tion. At each significant stage of the chartering process, the charter  
8 entity and the board of regents shall provide appropriate notification  
9 to the school district in which the charter school is located and to  
10 public and nonpublic schools in the same geographic area as the proposed  
11 charter school. Such notification shall be provided by each charter  
12 entity within thirty days of its receipt of an application for formation  
13 of a new charter school or for renewal of an existing charter school,  
14 and at least forty-five days prior to initial approval of the charter  
15 application by the charter entity. Prior to the issuance, revision, or  
16 renewal of a charter, the school district in which the charter school is  
17 located shall hold a public hearing to solicit comments from the commu-  
18 nity in connection with the foregoing. Such hearing shall be held within  
19 the community potentially impacted by the proposed charter school. When  
20 a revision involves the relocation of a charter school to a different  
21 school district, or, in a city with a population of one million or more,  
22 to a different community education council district, the proposed new  
23 school district or community education council district shall also hold  
24 such hearing. In addition, such school districts shall be given an

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

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1 opportunity to comment on the proposed charter to the charter entity and  
2 such charter entity shall consider any comments raised and submit any  
3 such comments to the board of regents with the application for issuance,  
4 revision, or renewal of a charter.

5 § 2. This act shall take effect on the ninetieth day after it shall  
6 have become a law.