STATE OF NEW YORK

1637

2021-2022 Regular Sessions

IN ASSEMBLY

January 11, 2021

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

AN ACT to amend the education law, in relation to education funding for not-for-profit religious, educational and charitable institutions

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

Section 1. Section 3642 of the education law is renumbered as section 3643 and a new section 3642 is added to read as follows:

§ 3642. Education funding for certain not-for-profit institutions. 1. Notwithstanding any other law, rule, or regulation to the contrary, a not-for-profit corporation, as defined in subparagraph ten of paragraph (a) of section one hundred two of the not-for-profit corporation law, organized for religious, educational or charitable purposes, shall be eligible to receive education funding to the extent that an appropriation is available for such purpose provided, however, that:

(a) Such institution, prior to receipt of such funding, shall enter into an agreement with the commissioner specifying that such funding shall be utilized exclusively for secular educational use.

(b) The funding will be preponderantly utilized to support and improve the teaching of the sciences.

(c) Under no circumstance shall such funding be provided to an institution whose primary purpose is, in the judgment of the commissioner, instruction or advancement of religion.

2. The commissioner shall promulgate such rules and regulations as may be necessary for the implementation of this section.

§ 2. This act shall take effect immediately and shall apply to school years beginning on and after July 1, 2022.

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

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