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:

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

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

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

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

§ 3. This act shall take effect on the first of July next succeeding 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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