

STATE OF NEW YORK

9195

IN ASSEMBLY

February 9, 2022

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

AN ACT to amend the education law, in relation to expanding the authority of school boards and trustees of school districts to provide pupil transportation in child safety zones

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

1 Section 1. Subdivisions 1 and 3 of section 3635-b of the education
2 law, subdivision 1 as amended by chapter 536 of the laws of 2002 and
3 subdivision 3 as amended by chapter 623 of the laws of 2021, are amended
4 to read as follows:

5 1. This section shall apply where the board of education or trustees
6 of a common, central, central high school, union free school district,
7 or city school district of a city with less than one hundred twenty-five
8 thousand inhabitants or more than one million inhabitants adopts a
9 resolution to make transportation in child safety zones available to
10 resident pupils for a particular school year. Such resolution shall
11 continue in effect for subsequent school years until the board adopts a
12 resolution providing otherwise.

13 3. The commissioner of transportation shall establish regulations for
14 determination of a hazardous zone including, but not limited to, such
15 factors as the existence or nonexistence of sidewalks or walkways, the
16 type of road surface, width of road, footpath or sidewalk, the volume
17 and average speed of traffic, density of population, violent crime
18 statistics, density of vacant buildings or structures, the commercial,
19 industrial or residential character of the area and the existence or
20 nonexistence of traffic safety features such as traffic lights, street
21 lights and traffic patrols and the lack of available public transporta-
22 tion. In preparing such regulations, the commissioner of transportation
23 shall consult with the commissioners of education and motor vehicles and
24 representatives from the state police who have traffic safety responsi-
25 bilities. Such regulations shall be used by boards of education in
26 determining whether a hazardous zone exists.

27 § 2. This act shall take effect immediately.

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

LBD14276-01-2