

# STATE OF NEW YORK

807

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. BIAGGI -- 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 the apportionment of moneys for capital outlays and debt service for school building purposes

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

1 Section 1. Subparagraph 2 of paragraph c of subdivision 6 of section  
2 3602 of the education law is amended by adding a new clause (d) to read  
3 as follows:

4 (d) For aid payable in the school years two thousand twenty-one--two  
5 thousand twenty-two and thereafter for school building projects to reme-  
6 dy capacity shortages of high-need school districts, as defined pursuant  
7 to regulations of the commissioner in clause (c) of this subparagraph  
8 and are located in a county with a population of more than nine hundred  
9 forty thousand and less than one million inhabitants according to the  
10 two thousand ten federal census, as approved by the voters of such  
11 school district or by such board of education of a city school district  
12 in a city with more than one hundred twenty-five thousand inhabitants,  
13 on or after July first, two thousand nineteen, may compute aid under the  
14 provisions of this subdivision using the high-need secondary supple-  
15 mental building aid ratio, which shall be the lesser of: (A) the prod-  
16 uct, computed to three decimals without rounding, of the greater of the  
17 building aid ratios computed pursuant to subclauses (i), (ii) and (iii)  
18 of clause (b) of this subparagraph multiplied by ten percent; or (B) the  
19 positive remainder of ninety-eight one-hundredths less the greater of  
20 the building aid ratios computed pursuant to subclauses (i), (ii) and  
21 (iii) of clause (b) of this subparagraph. School building projects  
22 eligible for aid pursuant to this clause shall include projects to  
23 address capacity shortages of at least ten percent of the calculated

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

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1 capacity of the district or at least ten percent of the calculated  
2 capacity of elementary or secondary schools of the district, as deter-  
3 mined by the commissioner.

4 § 2. This act shall take effect immediately.