STATE OF NEW YORK

1717--B

2023-2024 Regular Sessions

IN ASSEMBLY

January 20, 2023

Introduced by M. of A. CUNNINGHAM, CHANDLER-WATERMAN, DE LOS SANTOS, JACKSON, SMULLEN, BEEPHAN, ARDILA, ALVAREZ, DICKENS, GIBBS, BENDETT, TAYLOR -- read once and referred to the Committee on Education -- recommitted to the Committee on Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to enacting the "New York city Caribbean steel pan educational music program act"

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

Section 1. Short title. This act shall be known and may be cited as the "New York city Caribbean steel pan educational music program act".

§ 2. Paragraph (c) of subdivision 1 of section 414 of the education law, as amended by chapter 345 of the laws of 2009, is amended to read as follows:

(c) For holding social, civic and recreational meetings and entertainments, and other uses pertaining to the welfare of the community; but such meetings, entertainment and uses shall be non-exclusive and shall be open to the general public**; provided, however, community school boards in the city of New York shall, where reasonable, authorize the use of school grounds during the summer months for use by any steel pan music organization to practice for the Labor Day Parade (West Indian Carnival), consistent with subdivision twenty-seven of section twenty-five hundred ninety-h of this chapter**. Civic meetings shall include, but not be limited to, meetings of parent associations and parent-teacher associations.

§ 3. Subdivision 27 of section 2590-h of the education law, as amended by chapter 345 of the laws of 2009, is amended to read as follows:

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

LBD04271-05-4

27. Promulgate regulations, in conjunction with each community superintendent, establishing a plan for providing access to school facilities in each community school district, when not in use for school purposes, in accordance with the provisions of section four hundred fourteen of this chapter. **Such plan shall include access to school grounds during the summer months for cultural organizations to practice for cultural events, including but not limited to steel pan music organizations to practice for the Labor Day Parade (West Indian Carnival).** Such plan shall set forth a reasonable system of fees not to exceed the actual costs and specify that no part of any fee shall directly or indirectly benefit or be deposited into an account which inures to the benefit of the custodians or custodial engineers.

§ 4. This act shall take effect on the ninetieth day after it shall have become a law; provided, however, that the amendments to section 2590-h of the education law made by section three of this act shall not affect the expiration of such section and shall be deemed repealed therewith. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such date.