

STATE OF NEW YORK

3507

2023-2024 Regular Sessions

IN ASSEMBLY

February 3, 2023

Introduced by M. of A. DeSTEFANO, BRABENEC, MILLER, McDONOUGH, MORINELLO, J. M. GIGLIO, MANKTELOW, BLANKENBUSH, SMITH -- read once and referred to the Committee on Education

AN ACT amend the education law, in relation to excluding tax levies necessary for expenditures increasing school safety or security from the school district tax levy limit

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

1 Section 1. Subparagraphs (iii) and (iv) of paragraph i of subdivision
2 2 of section 2023-a of the education law, as added by section 2 of part
3 A of chapter 97 of the laws of 2011, are amended and a new subparagraph
4 (v) is added to read as follows:

5 (iii) in years in which the normal contribution rate of the New York
6 state teachers' retirement system, as defined by paragraph a of subdivi-
7 sion two of section five hundred seventeen of this chapter, increases by
8 more than two percentage points from the previous year, a tax levy
9 necessary for expenditures for the coming fiscal year for school
10 district employer contributions to the New York state teachers' retire-
11 ment system caused by growth in the normal contribution rate minus two
12 percentage points; [~~and~~]

13 (iv) a capital tax levy[~~-~~]; and

14 (v) a tax levy necessary for expenditures increasing school safety or
15 security.

16 § 2. Paragraph (a) of subdivision 6 of section 2023-a of the education
17 law, as added by section 2 of part A of chapter 97 of the laws of 2011,
18 is amended to read as follows:

19 (a) Notwithstanding any other provision of law to the contrary, in the
20 event the trustee, trustees or board of education of a school district
21 that is subject to the provisions of this section proposes a budget that
22 will require a tax levy that exceeds the tax levy limit for the corre-
23 sponding school year, not including any levy necessary to support the

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

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1 expenditures pursuant to subparagraphs (i) through [~~(iv)~~] (v) of para-
2 graph i of subdivision two of this section, then such budget shall be
3 approved if sixty percent of the votes cast thereon are in the affirma-
4 tive.
5 § 3. This act shall take effect immediately.