

STATE OF NEW YORK

763

2023-2024 Regular Sessions

IN ASSEMBLY

January 11, 2023

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

AN ACT to amend the education law, in relation to the employment preparation education apportionment

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

1 Section 1. Paragraph e of subdivision 11 of section 3602 of the education law, as amended by section 15 of part B of chapter 57 of the laws of 2007, is amended to read as follows:

2 e. Employment preparation education apportionment. In addition to any
3 other aid payable under this section, the apportionment pursuant to this
4 subdivision shall be the product obtained when the employment preparation
5 education hours are multiplied by the aid per contact hour which
6 shall equal the product of the employment preparation program aid ceiling
7 and the employment preparation education aid ratio computed to two
8 decimals, rounded, as calculated based on data on file with the commissioner
9 on May fifteenth of the base year. Notwithstanding the provisions
10 of section thirty-six hundred nine-a of this part, the payment of such
11 apportionment shall be based upon reports required by the commissioner
12 for the periods ending December thirty-first, March thirty-first and
13 June thirtieth of each school year; payments for the first reporting
14 period shall be made after April first, based on claims on file by March
15 first, provided that the total of all such payments shall not exceed
16 twenty-five percent of the amount for such school year, with the
17 approved amount of such claims reduced on a pro rata basis if necessary;
18 payments for the second reporting period shall be made after July first,
19 based on claims on file by May thirty-first, provided that the total of
20 all such payments shall not exceed seventy-five percent of the amount of
21 such claims including the remainder of any claims due for the first
22 period, with the approved amount of such claims reduced on a pro rata
23 share if necessary; the remainder of any payments due for the first
24
25

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

LBD02257-01-3

1 ~~[period]~~ and second periods plus any payments due for the rest of the
2 school year shall be paid after October first, based on claims on file
3 by September fifteenth, provided that the total of such payments shall
4 not exceed the total amount of ninety-six million dollars (\$96,000,000)
5 for such school year, with the approved amount of such claims reduced on
6 a pro rata basis if necessary, provided that the total of such payment
7 for services provided to persons who received a high school diploma or a
8 high school equivalency diploma recognized by New York state shall not
9 exceed the total amount set aside for such purpose pursuant to paragraph
10 a-one of this subdivision in any such school year, with the approved
11 amount of such claims reduced on a pro rata basis if necessary; and aid
12 paid pursuant to this paragraph shall not be included in the computation
13 of the district expenditure need as defined in such section thirty-six
14 hundred nine-a of this part. The employment preparation education appor-
15 tionment for the city school district of the city of New York shall be
16 computed only for the city as a whole.

17 § 2. This act shall take effect immediately.