STATE OF NEW YORK

10123

IN ASSEMBLY

May 6, 2024

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

AN ACT to amend the education law, in relation to reserve funds for pupil transportation costs

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

Section 1. Section 3651 of the education law is amended by adding a new subdivision 1-c to read as follows:

1-c. Notwithstanding the provisions of subdivision one of this section, any school district may establish a reserve fund for the payment of unanticipated costs related to pupil transportation in excess of public funds apportioned to districts for such purposes pursuant to subdivision seven of section thirty-six hundred two of this title, provided that the establishment of such fund shall require approval from a majority of qualified voters in the district voting on a proposition therefor submitted at a regular or special school district meeting, or in school districts which do not have such meetings, at an election called for such purpose.

§ 2. Subdivisions 3-a and 4 of section 3651 of the education law, subdivision 3-a as added by chapter 588 of the laws of 1988 and subdivision 4 as added by chapter 782 of the laws of 1948, are amended to read as follows:

3-a. Notwithstanding the provisions of subdivision three of this section, any school district which establishes a reserve fund in accordance with subdivision one-a **or subdivision one-c** of this section may make expenditures from such fund for the purposes specified in such subdivision without authorization of the voters.

4. The voters may authorize the transfer of all or any part of any reserve fund to any other reserve fund established pursuant to this section **or article two of the general municipal law**.

§ 3. This act shall take effect immediately.

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

LBD15429-01-4