STATE OF NEW YORK

10354

IN SENATE

May 14, 2026

Introduced by Sens. SUTTON, WEBER -- 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 school bus transportation

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

Section 1. Subdivision 2 of section 3635 of the education law, as amended by chapter 719 of the laws of 1978, is amended to read as follows:

2. **(a)** A parent or guardian of a child residing in any school district, or any representative authorized by such parent or guardian, who desires for a child during the next school year any transportation authorized or directed by this chapter shall submit a written request therefor to the school trustees or board of education of such district not later than the first day of April preceding the next school year[~~, provided, however, that~~]**. Transportation shall also be provided where: (i)** a parent or guardian of a child not residing in the district on such date [~~shall submit~~] **submits** a written request within thirty days after establishing residence in the district**; (ii) a family moves to a different dwelling within the district during the school year; (iii) a school moves locations from one location to another; or (iv) a parent or guardian chooses a public or nonpublic school for their child after April first**. No late request of a parent or guardian for transportation shall be denied where a reasonable explanation is provided for the delay. If the voters, school trustees, or board of education fail to provide the transportation authorized or directed by this chapter after receiving such a request, such parent, guardian or representative, or any taxpayer residing in the district, may appeal to the commissioner [~~of education~~], as provided in section three hundred ten of this chapter. Except as hereinbefore provided, the commissioner [~~of education~~] shall not require that such parent, guardian or representative present a request for such transportation to any meeting of the voters, school trustees or board of education in order to appeal. Upon such appeal, the commissioner [~~of~~

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

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~~education~~] shall make such order as is required to effect compliance with the provisions of this chapter and this section.

(b) For the purposes of this section, a "reasonable explanation" shall be defined as: (i) family housing displacement; (ii) family medical emergency; (iii) sudden job loss or sudden job transfer; (iv) where a student with a disability requires a different school; or (v) where a family submits proof of residency after the deadline due to difficulty in obtaining such proof of residency prior to April first. Such reasonable explanation shall be submitted to the school district on or before June first.

§ 2. This act shall take effect on the first of July next succeeding the date on which it shall have become a law.