

Amend Senate 2107, Assembly 4307, A BUDGET BILL, AN ACT to amend the amend the education law, in relation to uniform quality standards for pre-kindergarten programs...

Page	Line	Amendment
Page 4,	Line 1,	After " <u>education</u> " insert " <u>and to function productively as civic participants</u> "
Page 4,	Line 40,	After " <u>assessments</u> " insert " <u>, graduation rates</u> "
Page 4,	Line 41,	After "such as" strike out " <u>graduation rates or</u> "
Page 4,	Line 44,	After " <u>report,</u> " insert " <u>written in plain language and</u> "
Page 4,	Line 48,	After " <u>testing</u> " insert " <u>, and an opportunity to inquire further about their child's progress</u> "
Page 4,	Line 50,	After " <u>relation</u> " insert " <u>in a timely manner</u> "
Page 5,	Line 28,	After " <u>from</u> " insert " <u>parents,</u> "
Page 5,	Line 30,	After " <u>article.</u> " insert " <u>Districts that are identified as deficient shall be required to submit an action plan to address deficiencies to the commissioner for approval. In formulating the action plan the district shall consider redirecting resources for use in programs and activities included in the menu of options prescribed by the commissioner under subdivision two of section three hundred twenty-three of this chapter. If such options are not adopted in the action plan, the school district shall provide the commissioner with an explanation of such decision. The board of education shall hold a public hearing before adoption of an action plan and a transcript of the testimony at such hearing shall be submitted to the commissioner for review with the action plan.</u> "
Page 5,	Line 33,	After " <u>resource</u> " insert " <u>,</u> "
Page 6,	Line 42,	After " <u>willfull</u> " insert " <u>violation of law or</u> "
Page 7,	Line 29,	After " <u>willfull</u> " insert " <u>violation of law or</u> "
Page 12,	Line 25,	After " <u>schools.</u> " Insert " <u>The community school district plan must incorporate a plan for individual schools within the district that will receive increased State aid.</u> "

Page 12,	Line 31,	After " <u>thereafter</u> ," insert " <u>as adjusted for additional amounts payable as charter school basic tuition pursuant to section twenty-eight hundred fifty-six of this chapter in accordance with a methodology determined by the commissioner</u> "
Page 12,	Line 38,	After "used" insert " <u>and shall affirm that such programs shall predominately benefit students with the greatest educational needs including but not limited to, those students with need factors set forth in the foundation aid formula</u> "
Page 12,	Line 40,	After " <u>shall</u> " strike out " <u>include</u> " and insert " <u>be limited to</u> "
Page 12,	Lines 42 and 43,	After " <u>prekindergarten.</u> " Strike out " <u>In addition,</u> " and insert " <u>Provided, however, that</u> "
Page 13,	Lines 8 and 9,	After " <u>which</u> " strike out " <u>, in school districts of cities with a population of one hundred twenty-five thousand inhabitants or more</u> "
Page 13,	Line 10,	After " <u>within</u> " strike out " <u>such district.</u> " and insert " <u>school districts in cities with a population of more than one million inhabitants. A transcript of the testimony presented at such public hearing shall be included when the contract for excellence is submitted to the commissioner, for review when making a determination pursuant to paragraph c of this subdivision. School districts shall solicit public comment on their contracts for excellence for the two thousand seven-two thousand eight school year.</u> "
Page 13,	Lines 15 and 16,	After " <u>to</u> " insert " <u>approval by the commissioner and his or her</u> " and after " <u>certification</u> " strike out " <u>by the commissioner</u> "
Page 13,	Line 29,	Before " <u>the chancellor</u> " strike out " <u>by</u> " and insert " <u>to</u> "
Page 16,	Line 7,	Before "dollars" strike out " <u>fifty-eight</u> " and insert " <u>forty-three</u> "
Page 16,	Between lines 23 and 24,	Insert "§ 7-a. Subdivision 26 of section 3602 of the education law is REPEALED and the education law is amended by adding a new section 753 to read as follows: § 753. <u>Instructional computer hardware and technology equipment apportionment.</u> 1. In addition to any other apportionment under this chapter, a school district shall be eligible for an

apportionment under the provisions of this section for approved expenses for (i) the purchase or lease of micro and/or mini computer equipment or terminals for instructional purposes or (ii) technology equipment, as defined in paragraph c of subdivision 2 of this section, used for instructional purposes, or (iii) for the repair of such equipment and training and staff development for instructional purposes as provided hereinafter. Such aid shall be provided pursuant to a plan developed by the district which demonstrates to the satisfaction of the commissioner that the instructional computer hardware needs of the district's public school students have been adequately met and that the school district has provided for the loan of instructional computer hardware to students legally attending nonpublic schools pursuant to section seven hundred fifty-four of this article. The apportionment shall equal the lesser of such approved expense in the base year or, the product of (i) the technology factor, (ii) the sum of the public school district enrollment and the nonpublic school enrollment in the base year as defined in subparagraphs two and three of paragraph n of subdivision one of section thirty-six hundred two of this chapter, and (iii) the building aid ratio, as defined in subdivision four of section thirty-six hundred two of this chapter. For aid payable in the two thousand seven--two thousand eight school year and thereafter, the technology factor shall be twenty-four dollars and twenty cents. A school district may use up to twenty percent of the product of (i) the technology factor, (ii) the sum of the public school district enrollment and the nonpublic school enrollment in the base year as defined in subparagraphs two and three of paragraph n of subdivision one of section thirty-six hundred two of this chapter, and (iii) the building aid ratio for the repair of instructional computer hardware and technology equipment and training and staff development for instructional purposes pursuant to a plan submitted to the commissioner.

2. As used in this article:

a. "Current year" shall have the same meaning as that term is defined in subdivision one of section thirty-six hundred two of this chapter;

b. "Base year" shall have the same meaning as that term is defined in subdivision one of section thirty-six

hundred two of this article; and

c. "Technology equipment", for the purposes of this article, shall mean equipment with a useful life used in conjunction with or in support of educational programs including but not limited to video, solar energy, robotic, satellite, laser and such other equipment as the commissioner shall approve provided that expenses for the purchase or lease of such equipment shall not be eligible for aid under any other provisions of this chapter.

3. No school district shall be required to purchase or otherwise acquire instructional computer hardware or technology equipment, the cost of which exceeds the amount of state aid provided pursuant to this section.

4. The apportionment provided for in this section shall be paid at such times as may be determined by the commissioner and approved by the director of the budget, during the school year in which the expenditures are reported to the department prior to such apportionment, but not earlier than the school year after the school year in which expenses are incurred.

5. Expenses aided pursuant to this section shall not be eligible for aid pursuant to any other provision of this chapter.

§ 7-b. The education law is amended by adding a new section 754 to read as follows:

§ 754. Loan of instructional computer hardware. 1. In the several cities and school districts of the state, school authorities, as defined in subdivision 12 of section 2 of this chapter, shall have the power and duty, to the extent provided in this section, to loan, upon request of an individual or a group of individual pupils, to all pupils legally attending nonpublic elementary or secondary schools located in the school district, instructional computer hardware which is designated for use in any public elementary or secondary schools of the state or is approved by any school authorities. Such instructional computer hardware is to be loaned free to such children, commencing with the two thousand seven-two thousand eight school year, subject to such rules and regulations as are or may be prescribed by the board of regents and such school authorities.

2. No school district shall be required to loan instructional computer hardware in excess of the instructional computer hardware acquired by such district

		<p><u>pursuant to section seven hundred fifty-three of this article. Such instructional computer hardware shall be loaned on an equitable basis to children attending nonpublic schools in the district in the current year, provided that nothing in this article shall be construed to require a school district to loan to children attending nonpublic schools, pursuant to this section, instructional computer hardware purchased with local or federal funds or with state funds other than funds apportioned pursuant to this article. The payment of tuition under article eighty-nine of this chapter is deemed to be an equitable loan to children for whom such tuition is paid, and the provisions of this section shall not apply.</u></p> <p><u>3. School authorities shall adopt regulations specifying the date by which requests for the purchase and loan of instructional computer hardware must be received by the district. Notice of such date shall be given to all non-public schools in the school district. Such date shall not be earlier than the first day of June of the school year prior to that for which such instructional computer hardware is being requested, provided, however, that a parent or guardian of a child not attending a particular non-public school prior to June first of the school year may submit a written request for instructional computer hardware within thirty days after such child is enrolled in such non-public school. In no event, however, shall a request made later than the times otherwise provided pursuant to this subdivision be denied where a reasonable explanation is given for the delay in making the request.</u></p>
Page 18,	Line 30,	Strike out "l" and insert "t"
Page 18,	Line 53,	After "materials," insert " <u>computer hardware</u> "
Page 65,	Line 6,	Before "d." strike out "["
Page 69,	Line 47,	Strike out " <u>September</u> " and insert " <u>July</u> "
Page 75,	Line 23,	After "fifty-one," insert " <u>seven hundred fifty-three,</u> "
Page 82,	Line 13,	After " <u>in the</u> " strike out " <u>school year</u> "
Page 93,	Line 51,	After "1." strike out "section one" and insert "sections one and seven-a"
Page 103,	Lines 34	Strike out in its entirety lines 34 through

	through 43 inclusive,	43 inclusive and insert Table 1
Page 104,	Line 7,	After " <u>and the percentage</u> " insert " <u>exemption</u> "
Page 106,	Line 21,	After " <u>assessed value</u> " strike out " <u>or tax liability</u> "
Page 106,	Line 38,	After " <u>owner</u> " strike out " <u>upon request</u> " and insert " <u>or his or her agent upon request</u> "
Page 106,	Line 40,	Strike out " <u>an assessor</u> " and insert " <u>a local government official</u> "
Page 106,	Lines 54 through 56,	Strike out " <u>(vii) Nothing contained in this paragraph shall be construed to preclude the disclosure of the amount of an unpaid school tax in connection with the relevy, collection or enforcement thereof.</u> "
Page 110,	Line 38,	After " <u>inflation factor</u> " insert " <u>for each income bracket</u> "
Page 115,	Line 18,	After " <u>United States</u> " strike out ";" and insert " <u>, or the recognized equivalent of such certificate,</u> "
Page 127,	Lines 6 through 55 inclusive,	Strike out " <u>7. a. In his or her discretion, the executive director may lease space in any public building or other premises under his or her supervision and control pursuant to this section, to any person, firm or corporation, for the operation of restaurants, retail stores, vending stands for the sale of newspapers, periodicals, confections, tobacco products and such other articles as may be approved for each stand, and for boot-black service. Any such lease shall be subject to such terms and conditions as the executive director may deem proper, but for a term not exceeding five years, except that the executive director may, in his or her discretion, lease space for a term of not more than ten years where extensive renovation or repair to or improvement of the space is required of or by the lessee and the executive director determines that it is reasonable for the costs thereof to be amortized over a term greater than five years. Nothing herein shall restrict the executive director from providing in any such lease for its renewal or extension, at the executive director's option, for terms of five years or less. However, in order to provide blind persons with remunerative employment, enlarge their economic opportunities and stimulate them to greater efforts to make themselves self-supporting, whenever feasible, permits shall be given to the office for the</u> "

		<p><u>operation of vending stands and machines. b. The executive director may issue a permit for any of the purposes mentioned in this subdivision to be operated by a blind person or for the operation of vending machines and similar devices dispensing food, confections, tobacco products, coffee, tea, milk, soft drinks and such other articles as may be approved by the executive director, for the benefit of the general purposes of business enterprise programs of the office for the blind, and upon such terms and conditions as the executive director may deem proper but without provision for payment of rent or other consideration for such permits, and for a term not exceeding five years, which permit may be extended and renewed. Such permit shall include a provision authorizing assignment or transfer of such permit by the office to a blind person or persons, as herein referred to, for the purposes aforesaid. The permit and any assignment or transfer thereof shall reserve to the executive director the power of supervision over the conduct and operation of the premises covered thereby and the right to revoke such permit or the assignment or transfer thereof upon the mailing to the last known address of the assignee or assignees a notice of such revocation to be effected within such period of time as the executive director shall deem to be reasonable. c. If the executive director shall deem it necessary to cause the removal of a lessee, licensee or assignee from the demised premises, the executive director shall cause the lessee, licensee or assignee and his or her representative to be removed therefrom and the possession to be delivered to the executive director in the same manner and by the same proceedings and before the same officers as provided for in article seven of the real property actions and proceeding law. The proceedings shall be brought in the name of the executive director as agent of the state, and the attorney general shall represent the petitioner in the proceedings."</u></p>
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