PROGRAM BILL #32

Legislative Bill Drafting Commission
12035-01-6

S. --------
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed, and when printed to be committed to the Committee on

-------- A.
Assembly

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the Committee on

BUDGBI
(Provides for the implementation of certain parts of the state fiscal plan for the 2026-2027 state fiscal year)

Fiscal plan for 26-27

AN ACT

authorizing the South Country central school district, in the county of Suffolk, to finance certain deficits by the issuance of bonds and providing for advance school aid to such district; and providing for the repeal of such provisions upon expiration thereof (Part A); and to amend part III of chapter 58 of the laws of 2023, amending the general municipal law and the executive law relating to

IN SENATE_____

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship of this proposal:

s15 Addabbo	s56 Cooney	s24 Lanza	s19 Persaud	s45 Stec
s43 Ashby	s46 Fahy	s16 Liu	s13 Ramos	s35 Stewart-Cousins
s36 Bailey	s34 Fernandez	s04 Martinez	s05 Rhoads	
s63 Baskin	s60 Gallivan	s07 Martins	s33 Rivera	s22 Sutton
s57 Borrello	s12 Gianaris	s02 Mattera	s39 Rolison	s44 Tedisco
s47 Bottcher	s59 Gonzalez	s48 May	s50 Ryan, C.	s49 Walczyk
s25 Brisport	s26 Gounardes	s37 Mayer	s18 Salazar	s52 Webb
s55 Brouk	s53 Griffo	s03 Murray	s10 Sanders	s38 Weber
s06 Bynoe	s40 Harckham	s20 Myrie	s23 Scarcella-Spanton	s08 Weik
s09 Canzoneri-Fitzpatrick	s54 Helming	s51 Oberacker		s61 Zellner
	s41 Hinchey	s58 O'Mara	s32 Sepulveda	
s17 Chan	s31 Jackson	s62 Ortt	s29 Serrano	
s30 Cleare	s27 Kavanagh	s01 Palumbo	s42 Skoufis	
s14 Comrie	s28 Krueger	s21 Parker	s11 Stavisky	

IN ASSEMBLY_____

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the multi-sponsorship of this proposal:

a078 Alvarez	a143 Chludzinski	a083 Heastie	a145 Morinello	a052 Simon
a031 Anderson	a136 Clark	a028 Hevesi	a016 Norber	a075 Simone
a121 Angelino	a047 Colton	a035 Hooks	a045 Novakhov	a114 Simpson
a133 Bailey	a140 Conrad	a128 Hunter	a011 O'Pharrow	a094 Slater
a120 Barclay	a032 Cook	a029 Hyndman	a091 Otis	a005 Smith
a106 Barrett	a039 Cruz	a079 Jackson	a132 Palmesano	a118 Smullen
a105 Beephan	a043 Cunningham	a104 Jacobson	a088 Paulin	a022 Solages
a107 Bendett	a077 Dais	a134 Jensen	a141 Peoples-Stokes	a110 Steck
a082 Benedetto	a053 Davila	a004 Kassay		a010 Stern
a027 Berger	a072 De Los Santos	a100 Kay	a023 Pheffer Amato	a127 Stirpe
a042 Bichotte Hermelyn	a003 DeStefano	a125 Kelles		a102 Tague
	a054 Dilan	a040 Kim	a063 Pirozzolo	a064 Tannousis
a117 Blankenbush	a081 Dinowitz	a069 Lasher	a074 Powers	a086 Tapia
a015 Blumencranz	a147 DiPietro	a013 Lavine	a089 Pretlow	a071 Taylor
a144 Bologna	a009 Durso	a065 Lee	a019 Ra	a085 Torres
a073 Bores	a099 Eachus	a126 Lemondes	a030 Raga	a037 Valdez
a098 Brabenec	a048 Eichenstein	a095 Levenberg	a038 Rajkumar	a033 Vanel
a026 Braunstein	a061 Fall	a060 Lucas	a006 Ramos	a055 Walker
a138 Bronson	a008 Fitzpatrick	a135 Lunsford	a062 Reilly	a112 Walsh
a046 Brook-Krasny	a057 Forrest	a123 Lupardo	a087 Reyes	a024 Weprin
a020 Brown, E.	a124 Friend	a129 Magnarelli	a149 Rivera	a097 Wieder
a012 Brown, K.	a050 Gallagher	a101 Maher	a109 Romero	a059 Williams
a093 Burdick	a131 Gallahan	a130 Manktelow	a067 Rosenthal	a113 Woerner
a142 Burke	a007 Gandolfo	a108 McDonald	a025 Rozic	a070 Wright
a018 Burroughs	a068 Gibbs	a014 McDonough	a111 Santabarbara	a041 Yeger
a119 Buttenschon	a002 Giglio	a146 McMahon	a090 Sayegh	a080 Zaccaro
a096 Carroll, P.	a066 Glick	a137 Meeks	a001 Schiavoni	a056 Zinerman
a044 Carroll, R.	a034 Gonzalez-Rojas	a017 Mikulin	a076 Seawright	
a115 Cashman		a122 Miller	a148 Sempolinski	
a058 Chandler-Waterman	a116 Gray	a051 Mitaynes	a084 Septimo	
	a021 Griffin	a150 Molitor	a092 Shimsky	
a049 Chang	a139 Hawley	a036 Moreno	a103 Shrestha	

1) Single House Bill (introduced and printed separately in either or both houses). Uni-Bill (introduced simultaneously in both houses and printed as one bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 1 signed copy of bill and 1 copy of memorandum in support (single house); or 2 signed copies of bill and 2 copies of memorandum in support (uni-bill).

LBDC 02/04/26

directing the state inspector general to appoint an independent monitor for the Orange county industrial development agency, in relation to the effectiveness thereof; and providing for the repeal of such provisions upon expiration thereof (Part B)

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

Section 1. This act enacts into law major components of legislation necessary to implement the state fiscal plan for the 2026-2027 state fiscal year. Each component is wholly contained within a Part identified as Parts A through B. The effective date for each particular provision contained within such Part is set forth in the last section of such Part. Any provision in any section contained within a Part, including the effective date of the Part, which makes a reference to a section "of this act", when used in connection with that particular component, shall be deemed to mean and refer to the corresponding section of the Part in which it is found. Section three of this act sets forth the general effective date of this act.

PART A

Section 1. South Country central school district deficit financing. 1. The South Country central school district (hereinafter referred to in this section as the "district"), in the county of Suffolk, is hereby authorized to issue serial bonds, subject to the provisions of section 10.10 of the local finance law, on or before October 31, 2027, in an aggregate principal amount not to exceed eleven million dollars ($11,000,000) for the specific object or purpose of liquidating actual deficits in its general fund at the close of the fiscal year ending June 30, 2026 as certified by the state comptroller. In anticipation of the issuance and sale of such serial bonds, bond anticipation notes are hereby authorized to be issued.

2. Notwithstanding the provisions of any other law, general, special or local, the board of education of the district is hereby authorized to levy a tax to be collected in annual installments sufficient to pay the

principal of and interest on said bonds and bond anticipation notes and to adopt a bond resolution authorizing the serial bonds authorized to be issued pursuant to this section.

3. Amounts provided from the proceeds of obligations issued pursuant to this section in excess of the amount of the deficit as confirmed by the state comptroller shall be accounted for in the same manner as prescribed by the state comptroller pursuant to section 36 of the general municipal law for real property taxes levied for a planned balance pursuant to subdivision 21 of section 2021 of the education law.

4. Notwithstanding any inconsistent provision of paragraph d of section 10.10 of the local finance law, the board of education of the district shall make adjustments to the district's proposed budget consistent with any recommendations by the state comptroller and the commissioner of education.

§ 2. South Country central school district state aid advance. The South Country central school district (hereinafter referred to in this section as the "district") shall be paid on an accelerated schedule pursuant to this section.

1. (a) Notwithstanding any other provisions of law, for aid payable in the school years 2025-26 through 2054-55 upon application to the commissioner of education submitted not sooner than the second Monday in June of the school year in which such aid is payable and not later than the Friday following the third Monday in June of the school year in which such aid is payable, the district shall be eligible to receive an apportionment pursuant to this section in an amount equal to the product of up to seven million dollars ($7,000,000) and the quotient of the positive difference of thirty minus the number of school years elapsed since the 2025-26 school year divided by thirty, provided, however, that for

the 2025-26 school year such application shall be submitted no later than May 7, 2026.

(b) Funds apportioned pursuant to this subdivision shall be used for services and expenses of the district and shall be applied to support of its educational programs and any liability incurred by the district in carrying out its functions and responsibilities under the education law.

2. The claim for an apportionment to be paid to the district pursuant to subdivision 1 of this section shall be submitted to the commissioner of education on a form prescribed for such purpose, and shall be payable upon determination by such commissioner that the form has been submitted as prescribed and that the district has complied with the reporting requirements of this section. For each school year in which application is made pursuant to subdivision 1 of this section, such approved amount shall be payable on or before June thirtieth of such school year upon the audit and warrant of the state comptroller on vouchers certified or approved by the commissioner of education in the manner prescribed by law from moneys appropriated for general support of public schools, provided, however, that for the 2025-26 school year such approved amount shall be payable on or before May 18, 2026.

3. Notwithstanding the provisions of section 3609-a of the education law, an amount equal to the amount paid to the district during the base year pursuant to subdivisions 1 and 2 of this section shall first be deducted from general aid payments due during the current school year pursuant to subparagraphs 4 and 5 of paragraph a of subdivision 1 of section 3609-a of the education law from the fixed fall payments payable pursuant to subparagraph 4 of such paragraph, and any remainder to be deducted from the individualized payments due to the district pursuant

to paragraph b of such subdivision shall be deducted on a chronological basis starting with the earliest payment due the district.

4. Notwithstanding any other provisions of law, the sum of payments made to the district during the base year pursuant to subdivisions 1 and 2 of this section plus payments made to the district during the current year pursuant to section 3609-a of the education law shall be deemed to truly represent all aids paid to the district during the current school year pursuant to such section 3609-a for the purposes of computing any adjustments to such aids that may occur in a subsequent school year.

5. In the 2026-27 through 2054-55 school years, the chief fiscal officer of the district shall monitor all budgets and for each budget, shall prepare a quarterly report of summarized budget data depicting overall trends of actual revenues and budget expenditures for the entire budget as well as individual line items. Such report shall compare revenue estimates and appropriations as set forth in such budget with the actual revenues and expenditures made to date. All quarterly reports shall be accompanied by a recommendation from the superintendent of schools or chief fiscal officer to the board of education setting forth any remedial actions necessary to resolve any unfavorable budget variance including the overestimation of revenue and underestimation of appropriations. The chief fiscal officer shall also prepare, as part of such report, a quarterly trial balance of general ledger accounts in accordance with generally accepted accounting principles as prescribed by the state comptroller. All reports shall be completed within sixty days after the end of each quarter and shall be submitted to the chief fiscal officer and the board of education of the district, the state division of budget, the office of the state comptroller, the commissioner of education,

the chair of the assembly ways and means committee and the chair of the senate finance committee.

§ 3. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026; provided however, that:

1. section one of this act shall expire and be deemed repealed December 31, 2037; and

2. section two of this act shall expire and be deemed repealed June 30, 2055.

PART B

Section 1. Section 3 of part III of chapter 58 of the laws of 2023, amending the general municipal law and executive law relating to directing the state inspector general to appoint an independent monitor for the Orange county industrial development agency, is amended to read as follows:

§ 3. This act shall take effect immediately; provided however, that subdivisions two, three, four and five of section 912 of the general municipal law, as added by section one of this act, and subdivision 8 of section 54 of the executive law, as added by section two of this act, shall expire and be deemed repealed [three] <u>four</u> years after such effective date.

§ 2. This act shall take effect immediately; provided, however, that upon enactment of legislation constituting the 2026-2027 budget, this act shall cease to have force and effect and shall be deemed repealed.

§ 2. Severability clause. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of

competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 3. This act shall take effect immediately provided, however, that the applicable effective date of Parts A through B of this act shall be as specifically set forth in the last section of such Parts.