

The Legislature of Rockland County



PHILIP SOSKIN
LEGISLATOR - DISTRICT 7
CHAIR, MULTI-SERVICES COMMITTEE

AGENDA
MULTI-SERVICES COMMITTEE
TUESDAY, JUNE 25, 2013
6:00 P.M.

ROLL CALL

ADOPTION OF THE MINUTES OF THE 6/11/13 MEETING

1. REF. #2912 - RECOMMENDING APPOINTMENT OF MARTHA I. ROBLES TO THE ROCKLAND COUNTY RENT GUIDELINES BOARD
(**H. CORNELL, M. GRANT, LEGISLATORS, COUNTY LEGISLATURE**)
2. REF. #8783 - CALLING UPON THE NEW YORK STATE LEGISLATURE TO SUPPORT NEW YORK SENATE BILL S.4183 AND NEW YORK ASSEMBLY BILL A. 6480 – AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO CHRONICALLY UNDERPERFORMING SCHOOL DISTRICTS
(**J. MEYERS, E. DAY, LEGISLATORS, COUNTY LEGISLATURE**)
3. REF. #4817 - URGING THE NEW YORK STATE LEGISLATURE TO PASS BILLS S.4284 AND A. 6059 – AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO THE RELEASE OF PERSONALLY IDENTIFIABLE STUDENT INFORMATION
(**E. DAY, LEGISLATOR, COUNTY LEGISLATURE**)
4. REF. #6091 - SETTING A DATE FOR A PUBLIC HEARING TO ADOPT A LOCAL LAW AMENDING LOCAL LAW NUMBER 9 OF 1980, AS AMENDED BY LOCAL LAW NUMBER 10 OF 1980, LOCAL LAW NUMBER 6 OF 1981, LOCAL LAW 17 OF 1983, LOCAL LAW NUMBER 9 OF 1990, AND LOCAL LAW NUMBER 5 OF 1999 (CHAPTER 340 OF THE LAWS OF ROCKLAND COUNTY), PROVIDING FOR THE CONTROL AND REGULATION OF SECONDHAND PRECIOUS METALS OR GEM DEALERS FOR ROCKLAND COUNTY (DEPARTMENT OF CONSUMER PROTECTION – OFFICE OF WEIGHTS AND MEASURES)
(**T. GROSSEFINGER, DIRECTOR, CONSUMER PROTECTION**)
5. REF. #3977 - AMENDING RESOLUTION NO. 207 OF 2013 APPROVING THE SUBMISSION OF THE CONSOLIDATED/ACTION PLAN FOR FY2013 TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND APPROVING EXECUTION OF BY COUNTY EXECUTIVE OF ALL NECESSARY INSTRUMENTS AND DOCUMENTS [OFFICE OF COMMUNITY DEVELOPMENT] (\$4,796,571)
(**J. ABATE, DIRECTOR, OFFICE OF COMMUNITY DEVELOPMENT**)

"The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to creating an accessible environment for all. To request accommodations that you may require, please call Damaris Alvarez at 845-638-5248 (845-708-7899 for TTY/TDD). Please request these accommodations three (3) days in advance so that we can seek to meet your needs."

MS 6.25.13.AG/PS

RESOLVED, that the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Commissioner of the New York State Division of Housing and Community Renewal, to the Chairperson of the Rockland County Rent Guidelines Board and to the recommended appointee.

EY/cs
6/19/13
LG3244

DRAFT

Introduced by:

Hon. Joseph L. Meyers, Sponsor
Hon. Edwin J. Day, Sponsor

Referral No.

RESOLUTION NO. OF 2013
CALLING UPON THE NEW YORK STATE LEGISLATURE TO SUPPORT NEW
YORK SENATE BILL S.4183 AND NEW YORK ASSEMBLY BILL A. 6480 – AN ACT
TO AMEND THE EDUCATION LAW IN RELATION TO CHRONICALLY
UNDERPERFORMING SCHOOL DISTRICTS

WHEREAS, S.4183/A.6480 provides for a system of targeted and progressive supports and interventions designed to strengthen and improve school district governance in chronically underperforming school districts as well as a mechanism by which boards of education are held accountable for the academic and/or fiscal performance of their districts where governance problems are a substantial factor in the district's chronic academic and/or fiscal underperformance; and

WHEREAS, this legislation provides authority for the Board of Regents and State Education Department to implement a system of progressive interventions in academically and/or fiscally distressed districts. The Commissioner of Education is permitted to designate a school district as being in: (1) stage one academic and/or fiscal *at-risk status*; (2) stage two academic and/or fiscal *intervention status*; or (3) stage three academic and/or fiscal *restructuring status*. The intervention may include the appointment of an education oversight board in cases where governance problems are a substantial factor in the district's chronic underperformance; and

WHEREAS, this legislation provides that, upon the appointment of an oversight board: (1) all members of the board of education are removed from office; (2) no new board members are elected or appointed while the oversight board is in place; and (3) in certain circumstances, the superintendent of schools would vacate the office and be removed for cause. The oversight board would have the authority to appoint a new superintendent of schools; and

WHEREAS, the _____ Committee has met, considered and by a _____ vote approved this resolution, now therefore be it

RESOLVED, that the Legislature of Rockland County hereby urges the New York state legislature to pass New York Senate Bill S.4183 and New York State Assembly Bill A.6480 – an Act to amend the Education Law in relation to chronically underperforming school districts, and that the Governor of New York sign such legislation; and be it further

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Ann G. Rabbitt, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG3233

RM/cs

4/30/13

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S4183-2013: Relates to intervention in chronically underperforming schools

Same as: [A6480-2013](#) / Versions: [S4183-2013](#)

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Relates to intervention in chronically underperforming schools by establishing stages one, two, and three academic and/or fiscal at-risk status; requires such at-risk school districts to develop a plan to remove the district from such status; authorizes intervention in certain school districts.

Sponsor: [FLANAGAN](#) / **Co-sponsor(s):** [CARLUCCI](#) / **Committee:** [HIGHER EDUCATION](#)
Law Section: [Education Law](#) / **Law:** Add S211-f, Ed L

S4183-2013 Actions

- Mar 13, 2013: REFERRED TO HIGHER EDUCATION

S4183-2013 Memo

BILL NUMBER: S4183

TITLE OF BILL: An act to amend the education law, in relation to intervention in chronically underperforming school districts

Purpose of the bill: To provide for a system of supports and interventions, aligned with the framework established in Chapter 57 of the Laws of 2007 and the Department's Elementary and Secondary Education Act (ESEA) waiver application, that is designed to build the capacity of school districts in academic and/or fiscal distress and the appointment of an education oversight board in cases where a district is found to be chronically underperforming.

Summary of provisions:

Section 1 of the bill would permit the commissioner of education to designate a school district as being in stage one academic and/or fiscal at-risk status, stage two academic and/or fiscal intervention status, and stage three academic and/or fiscal restructuring status. A district would be designated as being in stage one academic and/or fiscal at-risk status where (1) it has been a district requiring academic progress for at least three school years or a focus district and/or has one or more schools identified as a persistently

lowest-achieving school or a school under registration review or a focus or priority school and/or (2) its board of education has failed to exercise appropriate fiscal management of the school district by failing to take actions necessary to keep the school district budget in balance and/or maintain an appropriate fund balance for a period of at least two school years. In the case of a school district that meets the criteria for identification as being in stage one academic and/or fiscal at-risk status and has been designated as a district requiring academic progress and/or a focus district for eight or more years and has nine or more schools identified as persistently lowest-achieving schools, schools under registration review or focus or priority schools, the commissioner may immediately identify such district as being in stage two academic and/or fiscal intervention status pursuant to subdivision two of the bill.

With the assistance of a joint school intervention team/integrated intervention team appointed by the commissioner, a district in stage one academic and/or fiscal at-risk status would be required, within ninety days of such designation, to develop a plan or include in its existing plan specific, measurable goals designed to remove the district from such status. The bill would require that the district's plan be supported by targeted technical assistance and professional development from an approved external provider approved by the commissioner at an expense to be borne by the district and that the plan be submitted to the commissioner for approval. The reasonable and necessary expenses incurred in the performance of the joint school intervention team/integrated intervention team's duties would be a charge upon the school district.

A district would be removed from stage one academic and/or fiscal at-risk status if it meets and maintains its plan goals for three consecutive school years. If the district fails to do so, the commissioner would identify the district as being in stage two

academic and/or fiscal intervention status. The commissioner could also, at any time during stage one academic and/or fiscal at-risk status, identify the district as being in stage two academic and/or fiscal intervention status where the district is found to be in noncompliance with its plan or is unwilling or unable to make substantial progress towards accomplishing its plan goals.

Upon identification of a school district as being in stage two academic and/or fiscal intervention status, the bill would permit the commissioner to appoint a distinguished educator, pursuant to Education Law (E) 211-c, and/or a fiscal administrator to monitor and assist the district in meeting its plan goals. The reasonable and necessary expenses incurred in the performance of the duties of the distinguished educator and/or fiscal administrator would be a charge upon the school district.

Pursuant to the bill, the duties of the distinguished educator and fiscal administrator would include reviewing and monitoring the district's implementation of and compliance with its plan and recommending measures to the board to assist the district's progress toward meeting its plan goals. The distinguished educator would also have the duty to review district and school systems, structures, operations and facilities; assess the district's capacity to promote and support teaching and learning; work with district administration and the board of education to review data, analyze district and school

structures, plan for improvement, assist in targeting district priorities; facilitate increased student performance across the district; and recommend administrative and operational improvements to strengthen systems. The fiscal administrator's duties would include approving any proposed contract or other obligation having a projected cost of \$50,000.00 or more, making recommendations concerning strategies to achieve cost reductions and other fiscal efficiencies, reviewing all estimates of district revenues to ensure accuracy, and making findings regarding whether the authorization by the board of education of items of expenditure and other appropriations are consistent with the requirements of a balanced budget and the district's plan goals.

The bill provides that the distinguished educator and/or fiscal administrator would submit periodic reports to the commissioner on the district's progress toward meeting its plan goals and may make certain recommendations to the commissioner.

A district would be removed from stage two academic and/or fiscal intervention status if it meets and maintains its plan goals for three consecutive school years. If the district fails to do so, the commissioner would identify the district as potentially being in stage three academic and/or fiscal restructuring status. The commissioner could also, at any time during stage two academic and/or fiscal intervention status, identify the district as potentially being in stage three academic and/or fiscal restructuring status where the district is found to be in noncompliance with its plan or is unwilling or unable to make substantial progress towards accomplishing its plan goals.

Upon identification of a district as potentially being in stage three academic and/or fiscal restructuring status, the commissioner would

appoint an independent review team to assess the reasons for the district's potential designation and the prospects for improvement and report to the Board of Regents. If the independent review team concludes that the board of education's actions and/or omissions have interfered with implementation of the district's plan, the Board of Regents may declare that problems in governance are a substantial factor in the district's chronic underperformance and that the district is in stage three academic and/or fiscal restructuring status. In this case, the Board of Regents would appoint a three-member team to serve as an education oversight board for the school district, which would have all the powers and duties of the board of education. Upon appointment of the education oversight board, all members of the board of education would be removed from office and no new board members could be elected or appointed while the education oversight board is in place. Where the independent review team so recommends and the Board of Regents accepts such recommendation, the superintendent of schools would vacate his or her office and would be deemed removed for cause and the education oversight board would have the authority to appoint a new superintendent of schools.

If the independent review team does not conclude that the board of education has interfered with the implementation of the district's plan or the Board of Regents does not declare that governance problems are a substantial factor in the district's chronic underperformance, as described above, the bill provides that the district would return to stage two academic and/or fiscal intervention status until it meets

and maintains its plan goals for three consecutive school years.

The bill would also provide the Board of Regents with the authority to appoint an education oversight board in school districts in which the commissioner has removed at least a majority of the members of a board of education pursuant to Education Law § 306.

An education oversight board would report directly to the commissioner; its members would be appointed for terms of up to four school years and would serve at the pleasure of the Board of Regents. Members of the education oversight board would be provided defense and indemnification by the state pursuant to section 17 of the Public Officers Law. Pursuant to the bill, at least once every four years, the commissioner would appoint an independent review team to evaluate and make recommendations to the Board of Regents as to the oversight board's effectiveness and the need, if any, for such board to continue.

The bill also provides a petition process through which the commissioner would determine whether the appointment of an education oversight board should be modified or eliminated and whether the school district is no longer in academic and/or fiscal status. The bill provides that the commissioner's determination would be subject to review by the Board of Regents. Should the Board of Regents determine that the education oversight board be eliminated, the bill provides that the commissioner would order that a special election be held and when all newly elected board members take office, the appointment of the education oversight board would terminate.

For purposes of this bill, "school district" would mean a common, union free, central, central high school or city school district,

other than a city school district in a city having a population of one million or more.

§ 2 of the bill would be the effective date.

Statement in support of the bill: The Regents Reform Agenda is closely aligned with the school turnaround initiatives in the Department's successful 2010 Race to the Top application, and the recently granted ESEA Waiver. The close alignment of this bill to the elements of those reform initiatives provides another critical tool to help New York achieve its goal of graduating students college and career ready.

Consistent with current accountability frameworks and the Department's ESEA waiver application, the purpose of this bill is to provide a system of targeted and progressive supports and interventions that will strengthen and improve school district governance in chronically underperforming school districts as well as a mechanism by which boards of education are held accountable for the academic and/or fiscal performance of their districts where governance problems are a substantial factor in the district's chronic academic and/or fiscal underperformance. School boards have played a critical role in the history of American public schools and they represent our country's firm belief in the importance of local governance. While effective school boards support and enhance staff instructional focus and student academic achievement, ineffective school boards can negatively impact all levels of district performance and fiscal stability.

To address the need for school governance teams to focus on increasing student achievement and maintaining fiscal stability, this bill would provide authority for the Board of Regents and State Education Department to implement a system of progressive interventions in academically and/or fiscally distressed districts, including appointment of an education oversight board in cases where governance problems are a substantial factor in the district's chronic underperformance. The education oversight board would have all the powers and duties of the board of education. Upon appointment of the oversight board, all members of the board of education would be removed from office, no new board members could be elected or appointed while the education oversight board is in place, and, in certain circumstances, the superintendent of schools would vacate his or her office and would be deemed removed for cause. The education oversight board would have the authority to appoint a new superintendent of schools.

This bill builds on the framework of supports established by Chapter 57 of the Laws of 2007 and the Department's ESEA waiver application in order to build the capacity of the board of education and its members through professional development, training, and the assistance of accomplished practitioners who can help the board and district achieve the appropriate focus on governance that will positively impact student achievement. In cases where both an independent review team and the board of regents find that board governance is a factor in the most serious academic and/or fiscal distress, the bill also provides a structure for holding such boards accountable while assisting and supporting the district in achieving academic and/or fiscal stability.

Budgetary implications of the bill: While the bill does not impose direct costs to the State, the Department will be required to redirect existing resources to fulfill the technical assistance, oversight and monitoring responsibilities set forth in the bill.

It is expected that an identified school district that moves through all three stages described in the bill would incur the following annual costs: \$15,000 for expenses related to the appointment of a joint school intervention team; \$10,000 for training and/or professional development (based on a seven-member board receiving five trainings per year), \$100,000 for an appointed Distinguished Educator, and/or \$150,000 for an appointed fiscal administrator (based on a 1.0 FTE).

Prior legislative history: In 2011, this bill was introduced in the Assembly as A.8319, referred to the Education Committee, and no further action was taken. Subsequently, in 2012, this bill was introduced in the Senate as S.6687 and reintroduced in the Assembly as A.8319. Both bills were referred to the Education Committee and no further action was taken.

Effective date: The bill would take effect immediately.

S4183-2013 Text

S T A T E O F N E W Y O R K

4183

2013-2014 Regular Sessions

I N SENATE

March 13, 2013

Introduced by Sen. FLANAGAN -- (at request of the State Education Department) -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to intervention in chronically underperforming school districts

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The education law is amended by adding a new section 211-f to read as follows:

§ 211-F. INTERVENTION IN CHRONICALLY UNDERPERFORMING SCHOOL DISTRICTS.

1. STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS. A. THE COMMISSIONER SHALL IDENTIFY AS BEING IN STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS A SCHOOL DISTRICT: (I) THAT HAS BEEN A DISTRICT REQUIRING ACADEMIC PROGRESS PURSUANT TO PARAGRAPH SEVEN OF SUBDIVISION (P) OF SECTION 100.2 OF TITLE EIGHT OF THE NEW YORK STATE CODES, RULES AND REGULATIONS FOR AT LEAST THREE SCHOOL YEARS OR A FOCUS DISTRICT AND/OR A DISTRICT WHICH HAS ONE OR MORE SCHOOLS IDENTIFIED AS A PERSISTENTLY LOWEST-ACHIEVING SCHOOL, A SCHOOL UNDER REGISTRATION REVIEW OR A FOCUS OR PRIORITY SCHOOL; AND/OR (II) IN WHICH THE BOARD OF EDUCATION HAS FAILED TO EXERCISE APPROPRIATE FISCAL MANAGEMENT OF THE SCHOOL DISTRICT BY FAILING TO TAKE ACTIONS NECESSARY TO KEEP THE SCHOOL DISTRICT BUDGET IN BALANCE AND/OR MAINTAIN AN APPROPRIATE FUND BALANCE FOR A PERIOD OF AT LEAST TWO SCHOOL YEARS; PROVIDED THAT, IN THE CASE OF A SCHOOL DISTRICT THAT MEETS THE CRITERIA FOR STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS AND HAS BEEN DESIGNATED AS A DISTRICT REQUIRING ACADEMIC PROGRESS AND/OR A FOCUS DISTRICT FOR EIGHT OR MORE YEARS AND HAS NINE OR MORE SCHOOLS IDENTIFIED AS PERSISTENTLY LOWEST-ACHIEVING SCHOOLS, SCHOOLS UNDER REGISTRATION REVIEW OR FOCUS OR PRIORITY SCHOOLS, THE COMMISSIONER MAY IMMEDIATELY IDENTIFY SUCH DISTRICT AS BEING IN STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS PURSUANT TO SUBDIVISION TWO OF THIS SECTION.

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

LBD08314-01-3

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B. WITHIN NINETY DAYS OF IDENTIFICATION AS BEING IN STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS, A SCHOOL DISTRICT SHALL DEVELOP A PLAN OR INCLUDE IN ANY EXISTING STATE APPROVED PLAN SPECIFIC, MEASURABLE GOALS DESIGNED TO REMOVE THE DISTRICT FROM STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS. FOR DISTRICTS IDENTIFIED AS BEING IN STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS, SUCH GOALS MUST INCLUDE, WHERE APPLICABLE, BUT NEED NOT BE LIMITED TO: (I) A PLAN FOR MAKING ADEQUATE YEARLY PROGRESS ON ALL APPLICABLE CRITERIA AND/OR INDICATORS IN SUBDIVISION (P) OF SECTION 100.2 OF TITLE EIGHT OF THE NEW YORK STATE CODES, RULES AND REGULATIONS OR OTHERWISE MEETING THE REQUIREMENTS OF THE STATE ACCOUNT ABILITY SYSTEM; (II) SPECIFIC EDUCATION IMPROVEMENT TARGETS TO BE ATTAINED IN EACH OF THE SCHOOL YEARS COVERED BY THE PLAN; (III) A DESCRIPTION OF THE TECHNICAL ASSISTANCE AND SPECIFIC STAFF DEVELOPMENT TO BE PROVIDED AND SUSTAINED IN SUPPORT OF THE PLAN; (IV) PLANS TO MAINTAIN BALANCED REVENUES AND EXPENDITURES AND AN APPROPRIATE FUND BALANCE; AND (V) SUCH OTHER GOALS AS MAY BE PRESCRIBED BY THE COMMISSIONER. THE DISTRICT SHALL SUBMIT SUCH PLAN TO THE COMMISSIONER FOR APPROVAL. THE DISTRICT'S PLAN SHALL BE DEVELOPED WITH THE ASSISTANCE OF A JOINT SCHOOL INTERVENTION TEAM OR AN INTEGRATED INTERVENTION TEAM APPOINTED BY THE COMMISSIONER PURSUANT TO PARAGRAPH B OF SUBDIVISION TWO OF SECTION TWO HUNDRED ELEVEN-B OF THIS ARTICLE AND ITS IMPLEMENTATION MUST BE SUPPORTED BY TARGETED TECHNICAL ASSISTANCE AND PROFESSIONAL DEVELOPMENT, CONSISTENT WITH ARTICLE FOURTEEN OF THE CIVIL SERVICE LAW, FROM AN EXTERNAL PROVIDER APPROVED BY THE COMMISSIONER AT AN EXPENSE TO BE BORNE BY THE DISTRICT. THE REASONABLE AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THE JOINT SCHOOL INTERVENTION TEAM OR INTEGRATED INTERVENTION TEAM'S DUTIES SHALL BE A CHARGE UPON THE SCHOOL DISTRICT.

C. THE COMMISSIONER SHALL REMOVE A DISTRICT FROM STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS IF THE DISTRICT MEETS AND MAINTAINS ITS PLAN GOALS FOR THREE CONSECUTIVE SCHOOL YEARS. IF THE DISTRICT FAILS TO MEET AND MAINTAIN ITS PLAN GOALS FOR THREE CONSECUTIVE SCHOOL YEARS, THE COMMISSIONER SHALL IDENTIFY SUCH DISTRICT AS BEING IN STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS, PROVIDED THAT THE COMMISSIONER MAY, AT ANY TIME DURING STAGE ONE ACADEMIC AND/OR FISCAL AT-RISK STATUS, IDENTIFY A DISTRICT AS BEING IN STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS WHERE SUCH DISTRICT IS FOUND TO BE IN NONCOMPLIANCE WITH ITS PLAN OR IS UNWILLING OR UNABLE TO MAKE SUBSTANTIAL PROGRESS TOWARDS ACCOMPLISHING ITS PLAN GOALS.

2. STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS. A. UPON IDENTIFICATION OF A SCHOOL DISTRICT AS BEING IN STAGE TWO ACADEMIC INTERVENTION STATUS, THE COMMISSIONER MAY APPOINT A DISTINGUISHED EDUCATOR PURSUANT TO SECTION TWO HUNDRED ELEVEN-C OF THIS ARTICLE AND/OR, WHERE THE DISTRICT IS IDENTIFIED AS BEING IN STAGE TWO FISCAL INTERVENTION STATUS, A FISCAL ADMINISTRATOR TO MONITOR AND ASSIST THE DISTRICT IN MEETING ITS PLAN GOALS. THE REASONABLE AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THE DUTIES OF THE DISTINGUISHED EDUCATOR AND/OR FISCAL ADMINISTRATOR SHALL BE A CHARGE UPON THE SCHOOL DISTRICT.

B. UPON APPOINTMENT, THE DISTINGUISHED EDUCATOR SHALL HAVE THE POWER AND DUTY TO: (I) REVIEW AND MONITOR THE DISTRICT'S IMPLEMENTATION OF AND COMPLIANCE WITH ITS PLAN; (II) CONDUCT AN INTENSIVE REVIEW OF DISTRICT AND SCHOOL SYSTEMS, STRUCTURES, OPERATIONS AND FACILITIES; (III) ASSESS THE DISTRICT'S CAPACITY TO PROMOTE AND SUPPORT TEACHING AND LEARNING WITHIN ALL SCHOOLS IN THE DISTRICT; (IV) WORK WITH DISTRICT STAFF, ADMINISTRATION AND THE BOARD OF EDUCATION TO REVIEW DATA, ANALYZE DISTRICT AND SCHOOL STRUCTURES, PLAN FOR IMPROVEMENT, ASSIST IN TARGETING DISTRICT PRIORITIES; (V) FACILITATE INCREASED STUDENT PERFORMANCE

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ACROSS THE DISTRICT; (VI) RECOMMEND ADMINISTRATIVE AND OPERATIONAL IMPROVEMENTS TO STRENGTHEN SYSTEMS; AND (VII) RECOMMEND MODIFICATIONS TO THE DISTRICT'S PLAN WHICH MAY INCLUDE SUCH OTHER MEASURES AS HE OR SHE DEEMS APPROPRIATE TO ASSIST THE DISTRICT'S PROGRESS TOWARD MEETING ITS PLAN GOALS.

C. UPON APPOINTMENT, THE FISCAL ADMINISTRATOR SHALL HAVE THE POWER AND DUTY TO: (I) REVIEW AND MONITOR THE DISTRICT'S IMPLEMENTATION OF AND COMPLIANCE WITH ITS PLAN; (II) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, APPROVE ANY PROPOSED CONTRACT OR OTHER OBLIGATION HAVING A PROJECTED COST OF FIFTY THOUSAND DOLLARS OR MORE; AND (III) RECOMMEND TO THE BOARD OF EDUCATION SUCH MEASURES AS HE OR SHE DEEMS APPROPRIATE TO ASSIST THE DISTRICT'S PROGRESS TOWARD MEETING ITS PLAN GOALS, INCLUDING MAKING RECOMMENDATIONS CONCERNING STRATEGIES TO ACHIEVE COST REDUCTIONS AND OTHER FISCAL EFFICIENCIES AND ALL ESTIMATES OF DISTRICT REVENUES TO ENSURE THE ACCURACY OF SUCH REVENUE ESTIMATES, AND MAKING FINDINGS REGARDING WHETHER THE AUTHORIZATION BY THE BOARD OF EDUCATION OF ITEMS OF EXPENDITURE, CONTINUATION OF BUDGET APPROPRIATIONS BY THE BOARD OF EDUCATION AND/OR BUDGETING OF FUTURE APPROPRIATIONS BY THE BOARD OF EDUCATION ARE CONSISTENT WITH THE REQUIREMENTS OF A BALANCED BUDGET, AN APPROPRIATE UNRESERVED FUND BALANCE IN ACCORDANCE WITH SECTION THIRTEEN HUNDRED EIGHTEEN OF THE REAL PROPERTY TAX LAW AND THE DISTRICT'S PLAN GOALS.

D. THE DISTINGUISHED EDUCATOR AND/OR FISCAL ADMINISTRATOR SHALL SUBMIT PERIODIC REPORTS AS MAY BE REQUIRED BY THE COMMISSIONER ON THE DISTRICT'S PROGRESS TOWARD MEETING ITS PLAN GOALS AND MAY MAKE RECOMMENDATIONS TO THE COMMISSIONER, INCLUDING BUT NOT LIMITED TO: (I) THAT THE COMMISSIONER ORDER THE BOARD OF EDUCATION TO REQUIRE TRAINING AND/OR PROFESSIONAL DEVELOPMENT FOR THE BOARD, DISTRICT OFFICERS AND/OR STAFF, AS APPROPRIATE, CONSISTENT WITH ARTICLE FOURTEEN OF THE CIVIL SERVICE LAW; AND/OR (II) THAT THE COMMISSIONER ORDER THE IMPLEMENTATION OF OTHER MEASURES AS APPROPRIATE TO ASSIST THE DISTRICT IN IMPLEMENTING ITS PLAN AND MEETING ITS PLAN GOALS; AND/OR (III) THAT THE COMMISSIONER IDENTIFY THE DISTRICT AS POTENTIALLY BEING IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS.

E. THE COMMISSIONER SHALL REMOVE A DISTRICT FROM STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS IF IT MEETS AND MAINTAINS ITS PLAN GOALS FOR THREE CONSECUTIVE SCHOOL YEARS. IF THE DISTRICT FAILS TO MEET AND MAINTAIN ITS PLAN GOALS FOR THREE CONSECUTIVE SCHOOL YEARS, THE COMMISSIONER SHALL IDENTIFY SUCH DISTRICT AS POTENTIALLY BEING IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS, PROVIDED THAT THE COMMISSIONER MAY AT ANY TIME DURING STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS IDENTIFY A DISTRICT AS POTENTIALLY BEING IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS WHERE SUCH DISTRICT IS FOUND TO BE IN NONCOMPLIANCE WITH ITS PLAN OR IS UNWILLING OR UNABLE TO MAKE SUBSTANTIAL PROGRESS TOWARDS ACCOMPLISHING ITS PLAN GOALS.

3. STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS: APPOINTMENT OF AN EDUCATION OVERSIGHT BOARD. A. UPON IDENTIFICATION OF A SCHOOL DISTRICT AS POTENTIALLY BEING IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS, THE COMMISSIONER SHALL APPOINT AN INDEPENDENT REVIEW TEAM TO ASSESS THE REASONS FOR THE DISTRICT'S POTENTIAL ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS AND THE PROSPECTS FOR IMPROVEMENT AND REPORT TO THE BOARD OF REGENTS.

B. IN THE EVENT THAT THE INDEPENDENT REVIEW TEAM CONCLUDES THAT THE BOARD OF EDUCATION'S ACTIONS AND/OR OMISSIONS HAVE INTERFERED WITH IMPLEMENTATION OF THE DISTRICT'S PLAN, THE BOARD OF REGENTS MAY DECLARE THAT PROBLEMS IN GOVERNANCE ARE A SUBSTANTIAL FACTOR IN THE DISTRICT'S

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CHRONIC UNDERPERFORMANCE AND THAT THE DISTRICT IS IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS. UPON ISSUANCE OF SUCH DECLARATION, THE BOARD OF REGENTS SHALL APPOINT A THREE MEMBER TEAM TO SERVE ON AN EDUCATION OVERSIGHT BOARD FOR THE SCHOOL DISTRICT, WHICH SHALL HAVE ALL THE POWERS AND DUTIES OF THE BOARD OF EDUCATION. UPON APPOINTMENT OF AN EDUCATION OVERSIGHT BOARD, ALL MEMBERS OF THE BOARD OF EDUCATION SHALL BE REMOVED FROM OFFICE AND NO NEW BOARD MEMBERS MAY BE ELECTED OR APPOINTED WHILE THE EDUCATION OVERSIGHT BOARD IS IN PLACE. WHERE THE INDEPENDENT REVIEW TEAM SO RECOMMENDS AND THE BOARD OF REGENTS ACCEPTS SUCH RECOMMENDATION, THE SUPERINTENDENT OF SCHOOLS SHALL VACATE HIS OR HER OFFICE AND BE DEEMED REMOVED FOR CAUSE AND THE EDUCATION OVERSIGHT BOARD SHALL APPOINT A NEW SUPERINTENDENT OF SCHOOLS.

C. IN THE EVENT THAT THE INDEPENDENT REVIEW TEAM DOES NOT CONCLUDE THAT THE BOARD OF EDUCATION'S ACTIONS AND/OR OMISSIONS HAVE INTERFERED WITH IMPLEMENTATION OF THE DISTRICT'S PLAN OR THE BOARD OF REGENTS DOES NOT DECLARE THAT PROBLEMS IN GOVERNANCE ARE A SUBSTANTIAL FACTOR IN THE DISTRICT'S CHRONIC UNDERPERFORMANCE, THE DISTRICT SHALL RETURN TO STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS UNTIL IT MEETS AND MAINTAINS ITS PLAN GOALS FOR THREE CONSECUTIVE SCHOOL YEARS. WHEN THE DISTRICT RETURNS TO STAGE TWO ACADEMIC AND/OR FISCAL INTERVENTION STATUS, THE DISTINGUISHED EDUCATOR AND/OR FISCAL ADMINISTRATOR MAY MAKE RECOMMENDATIONS FOR ADDITIONAL MEASURES THE DISTRICT MUST IMPLEMENT TO ASSIST ITS PROGRESS TOWARD MEETING AND MAINTAINING ITS PLAN GOALS.

D. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, WHERE THE COMMISSIONER REMOVES AT LEAST A MAJORITY OF THE MEMBERS OF A BOARD OF EDUCATION PURSUANT TO SECTION THREE HUNDRED SIX OF THIS TITLE, THE BOARD OF REGENTS MAY DECLARE THAT THE DISTRICT IS IN STAGE THREE ACADEMIC AND/OR FISCAL RESTRUCTURING STATUS AND APPOINT A THREE MEMBER TEAM TO SERVE ON AN EDUCATION OVERSIGHT BOARD FOR THE SCHOOL DISTRICT PURSUANT TO THIS SUBDIVISION.

E. AT LEAST ONCE EVERY FOUR YEARS, THE COMMISSIONER SHALL APPOINT AN INDEPENDENT REVIEW TEAM TO EVALUATE AND MAKE RECOMMENDATIONS TO THE BOARD OF REGENTS ON THE EFFECTIVENESS OF THE EDUCATION OVERSIGHT BOARD AND THE NEED, IF ANY, TO CONTINUE TO HAVE AN EDUCATION OVERSIGHT BOARD IN PLACE. IF THE BOARD OF REGENTS DETERMINES THAT CONTINUATION OF AN EDUCATION OVERSIGHT BOARD IS NECESSARY, THEY MAY REAPPOINT MEMBERS OF THE OVERSIGHT BOARD OR APPOINT A NEW OVERSIGHT BOARD PURSUANT TO THIS SUBDIVISION. IF THE BOARD OF REGENTS DETERMINES THAT CONTINUATION OF AN EDUCATION OVERSIGHT BOARD IS NOT NECESSARY AND THAT THE EDUCATION OVERSIGHT BOARD SHOULD BE ELIMINATED, THE COMMISSIONER SHALL ORDER THAT A SPECIAL ELECTION BE HELD AND WHEN ALL SUCH NEWLY ELECTED BOARD MEMBERS TAKE OFFICE, THE EDUCATION OVERSIGHT BOARD SHALL BE TERMINATED.

F. AT ANY TIME AFTER THE APPOINTMENT OF AN EDUCATION OVERSIGHT BOARD, TWENTY-FIVE QUALIFIED VOTERS, OR FIVE PERCENT OF THE NUMBER OF VOTERS WHO VOTED AT THE LAST ELECTION OF MEMBERS OF THE BOARD OF EDUCATION, WHICHEVER IS GREATER, MAY PETITION THE COMMISSIONER FOR A DETERMINATION WHETHER THE APPOINTED EDUCATION OVERSIGHT BOARD SHOULD BE MODIFIED OR ELIMINATED AND WHETHER THE SCHOOL DISTRICT IS NO LONGER IN ACADEMIC AND/OR FISCAL STATUS. THE DETERMINATION OF THE COMMISSIONER SHALL BE SUBJECT TO REVIEW BY THE BOARD OF REGENTS. IF THE BOARD OF REGENTS DETERMINES THAT THE EDUCATION OVERSIGHT BOARD SHOULD BE ELIMINATED, THE COMMISSIONER SHALL ORDER THAT A SPECIAL ELECTION BE HELD AND WHEN ALL SUCH NEWLY ELECTED BOARD MEMBERS TAKE OFFICE, THE EDUCATION OVERSIGHT BOARD SHALL BE TERMINATED.

G. FOR PURPOSES OF THIS SECTION, "SCHOOL DISTRICT" SHALL MEAN A COMMON, UNION FREE, CENTRAL, CENTRAL HIGH SCHOOL OR CITY SCHOOL

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5

DISTRICT, OTHER THAN A CITY SCHOOL DISTRICT IN A CITY HAVING A POPULATION OF ONE MILLION OR MORE.

H. THE COMMISSIONER IS AUTHORIZED TO PROMULGATE ANY REGULATIONS AND TO TAKE ANY OTHER MEASURES NECESSARY TO IMPLEMENT THE PROVISIONS OF THIS SECTION.

§ 2. This act shall take effect immediately.

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DRAFT

Introduced by:
Hon. Edwin J. Day, Sponsor

Referral No.
, 2013

RESOLUTION NO. OF 2013
URGING THE NEW YORK STATE LEGISLATURE TO PASS BILLS S.4284
AND A.6059 – AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO
THE RELEASE OF PERSONALLY IDENTIFIABLE STUDENT INFORMATION

WHEREAS, The Legislature of Rockland County wishes to express its support for bills S.4284 and A.6059 – an act to amend the Education Law in relation to the release of personally identifiable student information; and

WHEREAS, New York and several other states have recently agree to share confidential student information with corporate entities related to the Gates Foundation and the News Corporation, owned by Rupert Murdoch; and

WHEREAS, the shared data will include children's personal information including name, address, test scores, disciplinary and attendance records, race, ethnicity, disabilities, and other highly sensitive information; and

WHEREAS, the data will be used for a variety of purposes and will be made available to commercial vendors to help them develop and market their learning products; and

WHEREAS, neither parents nor students have any ability to opt out of having this sensitive personal data shared with corporate entities, one of which is a subsidiary of the News Corporation. It is critical that there be safeguards on the release of sensitive and personal information about students, and that parental or student consent should be part of any process of releasing personally identifiable student information to third parties; and

WHEREAS, bills S.4284 and A.6059 would protect student privacy by prohibiting the release of personally identifiable information about individual students to third parties unless there is parental consent, or a student who is 18 or older consents, or certain exceptions apply; and

WHEREAS, The Committee has met, considered and by a vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby urges the New York state legislature to pass bills S.4284 and A.6059 – an act to amend the Education Law in relation to the release of personally identifiable student information, and that the Governor of New York sign such legislation; and be it further

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Ann G. Rabbitt, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG3243
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6/6/13



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Bill No.:
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A06059 Summary:

BILL NO A06059

SAME AS SAME AS [S04284](#)

SPONSOR O'Donnell

COSPNSR Millman, Jaffee, Benedetto, Lifton, Duprey, Titone, Maisel, Hevesi, Zebrowski, Englebright, Weprin, Steck, Abinanti, Montesano, Schimminger, Raia, Gibson, Colton, Brennan, Finch, McDonough, Lopez P, Cook, Schimel, Skoufis, Braunstein, Malliotakis, Brook-Krasny, Mosley, Gunther, Cusick, Paulin, Goldfeder, Fahy, Gabryszak, Borelli, Weinstein

MLTSPNSR Abbate, Arroyo, Butler, Clark, Crouch, Cymbrowitz, DenDekker, Dinowitz, Galef, Garbarino, Glick, Gottfried, Jacobs, Kearns, Lentol, Markey, McDonald, Perry, Rivera, Simanowitz, Solages, Stec, Sweeney, Weisenberg

Add S3212-b, Ed L

Prohibits the release of personally identifiable student information where parental consent is not provided.

[Go to top](#)**A06059 Actions:**

BILL NO A06059

03/13/2013 referred to education

[Go to top](#)**A06059 Memo:**

BILL NUMBER:A6059

TITLE OF BILL: An act to amend the education law, in relation to the release of personally identifiable student information

PURPOSE OR GENERAL IDEA OF BILL:

This bill would protect student privacy by prohibiting the release of personally identifiable information about individual students to third parties unless there is parental consent, or a student who is 18 or older consents, or unless certain exceptions apply.

SUMMARY OF SPECIFIC PROVISIONS:

Section one of the bill creates a new section 3212-b of the Education Law entitled "Release of personally identifiable student information." Subdivision one defines several terms as they are defined in the federal regulations that relate to privacy of student records (34 C.F.R. 99.3, the FERPA regulations), as well as defining other terms.

Subdivision 2 prohibits the release of personally identifiable student information to third parties without parental consent (or student consent, if the student is 18 or older), unless one of the exceptions set out in subdivision 2 applies.

Subdivision 3 of new section 3212-b requires that detailed records be kept of all non-consensual disclosures made under subdivision 2, i.e., disclosures made under one of the exceptions set out in new section 3212-b(2)(a) through (f). Subdivision 4 sets out notice requirements for non-consensual disclosures made pursuant to new section 3212-b(2)(d), relating to disclosure for research studies, or new section 3212-b(2)(e), relating to state or federal audits or other evaluations under state or federal law. Subdivision 5 addresses the content of notification and consent forms

Subdivision 6 of new section 3212-b provides for audits by the State Comptroller and subdivision 8 authorizes the State Attorney General to enforce compliance with the requirements of new section 3212-b. Other subdivisions provide sanctions for violation, require data systems to meet FTC data privacy and safeguarding standards, and provide that the new section does not limit administrative use of school records, based on a showing of appropriate need, by school employees, school boards or other government entities or employees.

JUSTIFICATION:

New York and several other states have recently agreed to share confidential student information with corporate entities related to the Gates Foundation and the News Corporation (owned by Rupert Murdoch). The shared data will include children's personal information, including name, address, test scores, disciplinary and attendance records, race, ethnicity, disabilities, and other highly sensitive information. The data will be used for a variety of purposes and will be made available to commercial vendors to help them develop and market their learning products. Neither parents nor students have any ability to opt out of having this sensitive personal data shared with corporate entities, one of which is a subsidiary of the News Corporation. It is critical that there be safeguards on the release of

sensitive and personal information about students, and that parental or student consent should be part of any process of releasing personally identifiable student information to third parties. This legislation would establish procedures and standards that provide for consent and appropriate safeguards,

PRIOR LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

None to the state.

EFFECTIVE DATE:

This act shall take effect on July 1, 2013:

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A06059 Text:

S T A T E O F N E W Y O R K

6059

2013-2014 Regular Sessions

I N A S S E M B L Y

March 13, 2013

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

AN ACT to amend the education law, in relation to the release of
personally identifiable student information

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The education law is amended by adding a new section 3212-b
2 to read as follows:
3 S 3212-B. RELEASE OF PERSONALLY IDENTIFIABLE STUDENT INFORMATION. 1.
4 DEFINITIONS. AS USED IN THIS SECTION:
5 (A) "DIRECTORY INFORMATION" SHALL MEAN, BUT NOT BE LIMITED TO, THE
6 STUDENT'S NAME; ADDRESS; TELEPHONE LISTING; ELECTRONIC MAIL ADDRESS;
7 PHOTOGRAPH; DATE AND PLACE OF BIRTH; MAJOR FIELD OF STUDY; GRADE LEVEL;
8 ENROLLMENT STATUS (UNDERGRADUATE OR GRADUATE, FULL-TIME OR PART-TIME);
9 DATES OF ATTENDANCE; PARTICIPATION IN OFFICIALLY RECOGNIZED ACTIVITIES
10 AND SPORTS; WEIGHT AND HEIGHT OF MEMBERS OF ATHLETIC TEAMS; DEGREES,
11 HONORS, AND AWARDS RECEIVED; THE MOST RECENT EDUCATIONAL AGENCY OR
12 INSTITUTION ATTENDED; STUDENT ID NUMBER, USER ID, OR OTHER UNIQUE
13 PERSONAL IDENTIFIER USED BY A STUDENT FOR PURPOSES OF ACCESSING OR
14 COMMUNICATING IN ELECTRONIC SYSTEMS, BUT ONLY IF THE IDENTIFIER CANNOT
15 BE USED TO GAIN ACCESS TO EDUCATION RECORDS EXCEPT WHEN USED IN CONJUNC-
16 TION WITH ONE OR MORE FACTORS THAT AUTHENTICATE THE USER'S IDENTITY,
17 SUCH AS A PERSONAL IDENTIFICATION NUMBER (PIN), PASSWORD OR OTHER FACTOR
18 KNOWN OR POSSESSED ONLY BY THE AUTHORIZED USER; AND A STUDENT ID NUMBER
19 OR OTHER UNIQUE PERSONAL IDENTIFIER THAT IS DISPLAYED ON A STUDENT ID
20 BADGE, BUT ONLY IF THE IDENTIFIER CANNOT BE USED TO GAIN ACCESS TO
21 EDUCATION RECORDS EXCEPT WHEN USED IN CONJUNCTION WITH ONE OR MORE
22 FACTORS THAT AUTHENTICATE THE USER'S IDENTITY, SUCH AS A PIN, PASSWORD,
23 OR OTHER FACTOR KNOWN OR POSSESSED ONLY BY THE AUTHORIZED USER.
24 (B) "PERSONALLY IDENTIFIABLE STUDENT INFORMATION" SHALL MEAN, BUT NOT
25 LIMITED TO, THE STUDENT'S NAME; THE NAME OF THE STUDENT'S PARENT OR

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

LBD09672-03-3

A. 6059

2

1 OTHER FAMILY MEMBERS; THE ADDRESS OF THE STUDENT OR STUDENT'S FAMILY; A
2 PERSONAL IDENTIFIER, SUCH AS THE STUDENT'S SOCIAL SECURITY NUMBER,
3 STUDENT NUMBER, OR BIOMETRIC RECORD; OTHER INDIRECT IDENTIFIERS, SUCH AS
4 THE STUDENT'S DATE OF BIRTH, PLACE OF BIRTH, AND MOTHER'S MAIDEN NAME;
5 OTHER INFORMATION THAT, ALONE OR IN COMBINATION, IS LINKED OR LIKABLE TO
6 A SPECIFIC STUDENT THAT WOULD ALLOW A REASONABLE PERSON IN THE SCHOOL
7 COMMUNITY, WHO DOES NOT HAVE PERSONAL KNOWLEDGE OF THE RELEVANT CIRCUM-
8 STANCES, TO IDENTIFY THE STUDENT WITH REASONABLE CERTAINTY; OR INFORMA-
9 TION REQUESTED BY A PERSON WHO THE EDUCATIONAL AGENCY OR INSTITUTION
10 REASONABLY BELIEVES KNOWS THE IDENTITY OF THE STUDENT TO WHOM THE EDUCA-
11 TION RECORD RELATES.
12 (C) "BIOMETRIC RECORD", AS USED IN THE DEFINITION OF "PERSONALLY IDEN-
13 TIFIABLY STUDENT INFORMATION", SHALL MEAN A RECORD OF ONE OR MORE MEAS-
14 URABLE BIOLOGICAL OR BEHAVIORAL CHARACTERISTICS THAT CAN BE USED FOR
15 AUTOMATED RECOGNITION OF AN INDIVIDUAL, INCLUDING FINGERPRINTS, RETINA
16 AND IRIS PATTERNS, VOICEPRINTS, DNA SEQUENCE, FACIAL CHARACTERISTICS,
17 AND HANDWRITING.
18 (D) "STUDENT" SHALL MEAN ANY PERSON WITH RESPECT TO WHOM AN EDUCA-
19 TIONAL AGENCY OR INSTITUTION MAINTAINS EDUCATION RECORDS OR PERSONALLY
20 IDENTIFIABLE INFORMATION, BUT DOES NOT INCLUDE A PERSON WHO HAS NOT BEEN

21 IN ATTENDANCE AT SUCH AGENCY OR INSTITUTION.

22 (E) "SCHOOL" SHALL MEAN ANY PUBLIC OR PRIVATE ELEMENTARY OR SECONDARY
23 SCHOOL OR COLLEGE AS DEFINED IN SECTION TWO OF THIS CHAPTER.

24 2. NEITHER THE DEPARTMENT, DISTRICT BOARDS OF EDUCATION, NOR SCHOOLS
25 SHALL DISCLOSE ANY PERSONALLY IDENTIFIABLE STUDENT INFORMATION TO ANY
26 THIRD PARTY WITHOUT PARENTAL CONSENT, OR IN THE CASE OF STUDENTS EIGH-
27 TEEN YEARS OF AGE OR OLDER THE CONSENT OF THE STUDENT, EXCEPT WHERE:

28 (A) DISCLOSURE IS REQUIRED BY LAW; OR

29 (B) DISCLOSURE IS PURSUANT TO A COURT ORDER OR SUBPOENA; OR

30 (C) DISCLOSURE IS TO A THIRD PARTY PURSUANT TO A CONTRACT WHEREBY THE
31 ENTITY IS PERFORMING ADMINISTRATIVE, TECHNICAL OR TRANSACTIONAL FUNC-
32 TIONS THAT WOULD EITHER BE PERFORMED BY EMPLOYEES OF THE STATE DEPART-
33 MENT OF EDUCATION, DISTRICT BOARD OF EDUCATION OR SCHOOL, PROVIDED THAT
34 SAID CONTRACTOR:

35 (1) AGREES NOT TO DISCLOSE OR USE THE PERSONALLY IDENTIFIABLE STUDENT
36 INFORMATION FOR ANY OTHER PURPOSES;

37 (2) MAINTAINS REASONABLE ADMINISTRATIVE, TECHNICAL AND PHYSICAL SAFE-
38 GUARDS TO PROTECT THE SECURITY, CONFIDENTIALITY AND INTEGRITY OF THE
39 PERSONALLY IDENTIFIABLE STUDENT INFORMATION; AND

40 (3) INDEMNIFIES THE DEPARTMENT, DISTRICT BOARD OF EDUCATION OR SCHOOL
41 FOR ANY DAMAGES DUE TO A VIOLATION OF THIS SECTION; OR

42 (D) DISCLOSURE IS TO A THIRD PARTY FOR THE PURPOSE OF A RESEARCH STUDY
43 CARRIED OUT BY OR ON THE BEHALF OF THE DEPARTMENT, DISTRICT BOARD OF
44 EDUCATION OR SCHOOL; OR

45 (E) DISCLOSURE IS FOR THE PURPOSE OF A STATE OR FEDERAL AUDIT OR EVAL-
46 UATION BY ENTITIES AUTHORIZED UNDER STATE OR FEDERAL LAW; OR

47 (F) DISCLOSURE IS NECESSARY DUE TO A HEALTH OR SAFETY EMERGENCY.

48 3. DETAILED RECORDS OF ALL NON-CONSENSUAL DISCLOSURES PURSUANT TO
49 SUBDIVISION TWO OF THIS SECTION SHALL BE INCLUDED IN THE CORRESPONDING
50 STUDENT'S EDUCATIONAL RECORDS.

51 4. WHERE THE DEPARTMENT, DISTRICT BOARD OF EDUCATION OR SCHOOL MAKES A
52 DISCLOSURE PURSUANT TO PARAGRAPH (D) OF SUBDIVISION TWO OF THIS SECTION
53 AND PURSUANT TO PARAGRAPH (E) OF SUBDIVISION TWO OF THIS SECTION WHERE
54 PRACTICABLE, IT SHALL POST ON ITS WEBSITE, SEND HOME VIA MAIL AND MAKE
55 OTHERWISE PUBLICLY AVAILABLE:

A. 6059

3

1 (A) THE PARTICULAR TYPE OR TYPES OF PERSONALLY IDENTIFIABLE STUDENT
2 INFORMATION ARE TO BE DISCLOSED;

3 (B) THE ENTITY TO WHICH THE DISCLOSURE IS TO BE MADE;

4 (C) THE PURPOSE OF THE STUDY, AUDIT OR EVALUATION AND WHY THE DISCLO-
5 SURE IS NECESSARY FOR ITS COMPLETION;

6 (D) THE SPECIFIC TIME FRAME DURING WHICH THE PERSONALLY IDENTIFIABLE
7 STUDENT INFORMATION WILL BE UTILIZED AND THEN SECURELY DESTROYED;

8 (E) THE ENTITY'S ASSURANCE OF COMPLIANCE WITH ADMINISTRATIVE, TECHNICAL
9 AND PHYSICAL SAFEGUARDS, INCLUDING ALL THE FEDERAL AND STATE DATA
10 PRIVACY AND DATA SAFEGUARDING RULES THE DEPARTMENT, DISTRICT BOARD OF
11 EDUCATION AND SCHOOLS ARE SUBJECT TO, TO PROTECT THE SECURITY, CONFIDEN-
12 TIALITY AND INTEGRITY OF THE PERSONALLY IDENTIFIABLE STUDENT INFORMA-
13 TION; AND

14 (F) THE ENTITY'S INDEMNIFICATION OF THE DEPARTMENT, DISTRICT BOARD OF
15 EDUCATION OR SCHOOL FOR ANY VIOLATION OF THIS SECTION.

16 5. NOTIFICATION AND CONSENT FORMS SHALL INCLUDE:

17 (A) THE SCOPE, PURPOSE AND ALLOWABLE USES OF THE PERSONALLY IDENTIFI-
18 ABLE STUDENT INFORMATION;

19 (B) THE RISK OF DATA BREACHES AND THE REASONABLE ADMINISTRATIVE, TECH-
20 NICAL AND PHYSICAL SAFEGUARDS USED TO PROTECT THE SECURITY, CONFIDEN-
21 TIALITY AND INTEGRITY OF THE PERSONALLY IDENTIFIABLE STUDENT INFORMA-
22 TION; AND

23 (C) INFORMATION REGARDING WHO IS LEGALLY AND FINANCIALLY RESPONSIBLE
24 SHOULD THERE BE A VIOLATION OF THIS SECTION.

25 6. THE STATE COMPTROLLER SHALL CARRY OUT REGULAR AUDITS TO ENSURE
26 PROPER PROCEDURES HAVE BEEN USED; RELEVANT NOTIFICATIONS AND CONSENT
27 FORMS ARE COMPLETED; AND SECURITY AND PRIVACY PROTECTIONS MEASURES USED
28 IN THE STORAGE, TRANSMISSION AND USAGE OF PERSONALLY IDENTIFIABLE
29 STUDENT INFORMATION ARE EFFECTIVE AND ACCURATELY DESCRIBED IN THE
30 NOTIFICATION DOCUMENTS.

31 7. ANY ORGANIZATION OR COMPANY FOUND IN VIOLATION OF ANY OF THE
32 PROVISIONS OF THIS SECTION SHALL BE PROHIBITED FROM OBTAINING PERSONALLY
33 IDENTIFIABLE STUDENT INFORMATION FOR A PERIOD OF NO LESS THAN FIVE
34 YEARS.

35 8. THE NEW YORK STATE ATTORNEY GENERAL SHALL HAVE THE AUTHORITY TO
36 OVERSEE AND ENFORCE COMPLIANCE WITH THIS SECTION AND TO IMPOSE APPROPRI-
37 ATE PENALTIES ON THOSE FOUND IN VIOLATION OF ANY OF ITS PROVISIONS.

38 9. ANY DATA SYSTEMS MAINTAINED BY THE STATE OR DISTRICT OR THEIR
39 REPRESENTATIVES SHALL, TO THE MAXIMUM EXTENT PRACTICABLE, CONFORM WITH
40 THE FEDERAL TRADE COMMISSION'S DATA PRIVACY AND DATA SAFEGUARDING RULES.

41 10. NOTHING IN THIS SECTION SHALL LIMIT THE ADMINISTRATIVE USE OF
42 SCHOOL RECORDS BY A PERSON ACTING EXCLUSIVELY IN THE PERSON'S CAPACITY
43 AS AN EMPLOYEE OF A SCHOOL, A BOARD OF EDUCATION OR OF THE STATE OR ANY
44 OF ITS POLITICAL SUBDIVISIONS, ANY COURT OR THE FEDERAL GOVERNMENT THAT
45 DEMONSTRATES AN APPROPRIATE NEED FOR THE INFORMATION.

46 S 2. This act shall take effect July 1, 2013 and shall apply to school
47 years beginning with the 2013-2014 academic year.

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Bill No.:

Summary Actions Votes Memo Text *(Printer friendly text)*

S04284 Summary:

BILL NO S04284
 SAME AS SAME AS A06059
 SPONSOR GRISANTI
 COSPNSR ADAMS, ADDABBO, AVELLA, BOYLE, ESPAILLAT, GIPSON, GOLDEN, GRIFFO,
 HOYLMAN, KENNEDY, KRUEGER, LANZA, LATIMER, LITTLE, MARTINS,
 MONTGOMERY, PARKER, RITCHIE, SAVINO, VALESKY, ZELDIN
 MLTSPNSR
 Add S3212-b, Ed L

Prohibits the release of personally identifiable student information where parental consent is not provided.

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S04284 Actions:

BILL NO S04284
 03/19/2013 REFERRED TO EDUCATION

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S04284 Text:

S T A T E O F N E W Y O R K

4284

2013-2014 Regular Sessions

I N S E N A T E

March 19, 2013

Introduced by Sen. GRISANTI -- 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 the release of personally identifiable student information

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. The education law is amended by adding a new section 3212-b
- 2 to read as follows:
- 3 S 3212-B. RELEASE OF PERSONALLY IDENTIFIABLE STUDENT INFORMATION. 1.
- 4 DEFINITIONS. AS USED IN THIS SECTION:

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5 (A) "DIRECTORY INFORMATION" SHALL MEAN, BUT NOT BE LIMITED TO, THE
 6 STUDENT'S NAME; ADDRESS; TELEPHONE LISTING; ELECTRONIC MAIL ADDRESS;
 7 PHOTOGRAPH; DATE AND PLACE OF BIRTH; MAJOR FIELD OF STUDY; GRADE LEVEL;
 8 ENROLLMENT STATUS (UNDERGRADUATE OR GRADUATE, FULL-TIME OR PART-TIME);
 9 DATES OF ATTENDANCE; PARTICIPATION IN OFFICIALLY RECOGNIZED ACTIVITIES
 10 AND SPORTS; WEIGHT AND HEIGHT OF MEMBERS OF ATHLETIC TEAMS; DEGREES,
 11 HONORS, AND AWARDS RECEIVED; THE MOST RECENT EDUCATIONAL AGENCY OR
 12 INSTITUTION ATTENDED; STUDENT ID NUMBER, USER ID, OR OTHER UNIQUE
 13 PERSONAL IDENTIFIER USED BY A STUDENT FOR PURPOSES OF ACCESSING OR
 14 COMMUNICATING IN ELECTRONIC SYSTEMS, BUT ONLY IF THE IDENTIFIER CANNOT
 15 BE USED TO GAIN ACCESS TO EDUCATION RECORDS EXCEPT WHEN USED IN CONJUNC-
 16 TION WITH ONE OR MORE FACTORS THAT AUTHENTICATE THE USER'S IDENTITY,
 17 SUCH AS A PERSONAL IDENTIFICATION NUMBER (PIN), PASSWORD OR OTHER FACTOR
 18 KNOWN OR POSSESSED ONLY BY THE AUTHORIZED USER; AND A STUDENT ID NUMBER
 19 OR OTHER UNIQUE PERSONAL IDENTIFIER THAT IS DISPLAYED ON A STUDENT ID
 20 BADGE, BUT ONLY IF THE IDENTIFIER CANNOT BE USED TO GAIN ACCESS TO
 21 EDUCATION RECORDS EXCEPT WHEN USED IN CONJUNCTION WITH ONE OR MORE
 22 FACTORS THAT AUTHENTICATE THE USER'S IDENTITY, SUCH AS A PIN, PASSWORD,
 23 OR OTHER FACTOR KNOWN OR POSSESSED ONLY BY THE AUTHORIZED USER.
 24 (B) "PERSONALLY IDENTIFIABLE STUDENT INFORMATION" SHALL MEAN, BUT NOT
 25 LIMITED TO, THE STUDENT'S NAME; THE NAME OF THE STUDENT'S PARENT OR

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

LBD09672-03-3

S. 4284

2

1 OTHER FAMILY MEMBERS; THE ADDRESS OF THE STUDENT OR STUDENT'S FAMILY; A
 2 PERSONAL IDENTIFIER, SUCH AS THE STUDENT'S SOCIAL SECURITY NUMBER,
 3 STUDENT NUMBER, OR BIOMETRIC RECORD; OTHER INDIRECT IDENTIFIERS, SUCH AS
 4 THE STUDENT'S DATE OF BIRTH, PLACE OF BIRTH, AND MOTHER'S MAIDEN NAME;
 5 OTHER INFORMATION THAT, ALONE OR IN COMBINATION, IS LINKED OR LIKABLE TO
 6 A SPECIFIC STUDENT THAT WOULD ALLOW A REASONABLE PERSON IN THE SCHOOL
 7 COMMUNITY, WHO DOES NOT HAVE PERSONAL KNOWLEDGE OF THE RELEVANT CIRCUM-
 8 STANCES, TO IDENTIFY THE STUDENT WITH REASONABLE CERTAINTY; OR INFORMA-
 9 TION REQUESTED BY A PERSON WHO THE EDUCATIONAL AGENCY OR INSTITUTION
 10 REASONABLY BELIEVES KNOWS THE IDENTITY OF THE STUDENT TO WHOM THE EDUCA-
 11 TION RECORD RELATES.

12 (C) "BIOMETRIC RECORD", AS USED IN THE DEFINITION OF "PERSONALLY IDEN-
 13 TIFIABLY STUDENT INFORMATION", SHALL MEAN A RECORD OF ONE OR MORE MEAS-
 14 URABLE BIOLOGICAL OR BEHAVIORAL CHARACTERISTICS THAT CAN BE USED FOR
 15 AUTOMATED RECOGNITION OF AN INDIVIDUAL, INCLUDING FINGERPRINTS, RETINA
 16 AND IRIS PATTERNS, VOICEPRINTS, DNA SEQUENCE, FACIAL CHARACTERISTICS,
 17 AND HANDWRITING.

18 (D) "STUDENT" SHALL MEAN ANY PERSON WITH RESPECT TO WHOM AN EDUCA-
 19 TIONAL AGENCY OR INSTITUTION MAINTAINS EDUCATION RECORDS OR PERSONALLY
 20 IDENTIFIABLE INFORMATION, BUT DOES NOT INCLUDE A PERSON WHO HAS NOT BEEN
 21 IN ATTENDANCE AT SUCH AGENCY OR INSTITUTION.

22 (E) "SCHOOL" SHALL MEAN ANY PUBLIC OR PRIVATE ELEMENTARY OR SECONDARY
 23 SCHOOL OR COLLEGE AS DEFINED IN SECTION TWO OF THIS CHAPTER.

24 2. NEITHER THE DEPARTMENT, DISTRICT BOARDS OF EDUCATION, NOR SCHOOLS
 25 SHALL DISCLOSE ANY PERSONALLY IDENTIFIABLE STUDENT INFORMATION TO ANY
 26 THIRD PARTY WITHOUT PARENTAL CONSENT, OR IN THE CASE OF STUDENTS EIGH-
 27 TEEN YEARS OF AGE OR OLDER THE CONSENT OF THE STUDENT, EXCEPT WHERE:

28 (A) DISCLOSURE IS REQUIRED BY LAW; OR

29 (B) DISCLOSURE IS PURSUANT TO A COURT ORDER OR SUBPOENA; OR

30 (C) DISCLOSURE IS TO A THIRD PARTY PURSUANT TO A CONTRACT WHEREBY THE
 31 ENTITY IS PERFORMING ADMINISTRATIVE, TECHNICAL OR TRANSACTIONAL FUNC-
 32 TIONS THAT WOULD EITHER BE PERFORMED BY EMPLOYEES OF THE STATE DEPART-
 33 MENT OF EDUCATION, DISTRICT BOARD OF EDUCATION OR SCHOOL, PROVIDED THAT
 34 SAID CONTRACTOR:

35 (1) AGREES NOT TO DISCLOSE OR USE THE PERSONALLY IDENTIFIABLE STUDENT
 36 INFORMATION FOR ANY OTHER PURPOSES;

37 (2) MAINTAINS REASONABLE ADMINISTRATIVE, TECHNICAL AND PHYSICAL SAFE-
 38 GUARDS TO PROTECT THE SECURITY, CONFIDENTIALITY AND INTEGRITY OF THE
 39 PERSONALLY IDENTIFIABLE STUDENT INFORMATION; AND

40 (3) INDEMNIFIES THE DEPARTMENT, DISTRICT BOARD OF EDUCATION OR SCHOOL

41 FOR ANY DAMAGES DUE TO A VIOLATION OF THIS SECTION; OR
42 (D) DISCLOSURE IS TO A THIRD PARTY FOR THE PURPOSE OF A RESEARCH STUDY
43 CARRIED OUT BY OR ON THE BEHALF OF THE DEPARTMENT, DISTRICT BOARD OF
44 EDUCATION OR SCHOOL; OR
45 (E) DISCLOSURE IS FOR THE PURPOSE OF A STATE OR FEDERAL AUDIT OR EVAL-
46 UATION BY ENTITIES AUTHORIZED UNDER STATE OR FEDERAL LAW; OR
47 (F) DISCLOSURE IS NECESSARY DUE TO A HEALTH OR SAFETY EMERGENCY.
48 3. DETAILED RECORDS OF ALL NON-CONSENSUAL DISCLOSURES PURSUANT TO
49 SUBDIVISION TWO OF THIS SECTION SHALL BE INCLUDED IN THE CORRESPONDING
50 STUDENT'S EDUCATIONAL RECORDS.
51 4. WHERE THE DEPARTMENT, DISTRICT BOARD OF EDUCATION OR SCHOOL MAKES A
52 DISCLOSURE PURSUANT TO PARAGRAPH (D) OF SUBDIVISION TWO OF THIS SECTION
53 AND PURSUANT TO PARAGRAPH (E) OF SUBDIVISION TWO OF THIS SECTION WHERE
54 PRACTICABLE, IT SHALL POST ON ITS WEBSITE, SEND HOME VIA MAIL AND MAKE
55 OTHERWISE PUBLICLY AVAILABLE:
S. 4284 3

1 (A) THE PARTICULAR TYPE OR TYPES OF PERSONALLY IDENTIFIABLE STUDENT
2 INFORMATION ARE TO BE DISCLOSED;
3 (B) THE ENTITY TO WHICH THE DISCLOSURE IS TO BE MADE;
4 (C) THE PURPOSE OF THE STUDY, AUDIT OR EVALUATION AND WHY THE DISCLO-
5 SURE IS NECESSARY FOR ITS COMPLETION;
6 (D) THE SPECIFIC TIME FRAME DURING WHICH THE PERSONALLY IDENTIFIABLE
7 STUDENT INFORMATION WILL BE UTILIZED AND THEN SECURELY DESTROYED;
8 (E) THE ENTITY'S ASSURANCE OF COMPLIANCE WITH ADMINISTRATIVE, TECHNICAL
9 AND PHYSICAL SAFEGUARDS, INCLUDING ALL THE FEDERAL AND STATE DATA
10 PRIVACY AND DATA SAFEGUARDING RULES THE DEPARTMENT, DISTRICT BOARD OF
11 EDUCATION AND SCHOOLS ARE SUBJECT TO, TO PROTECT THE SECURITY, CONFIDEN-
12 TIALITY AND INTEGRITY OF THE PERSONALLY IDENTIFIABLE STUDENT INFORMA-
13 TION; AND
14 (F) THE ENTITY'S INDEMNIFICATION OF THE DEPARTMENT, DISTRICT BOARD OF
15 EDUCATION OR SCHOOL FOR ANY VIOLATION OF THIS SECTION.
16 5. NOTIFICATION AND CONSENT FORMS SHALL INCLUDE:
17 (A) THE SCOPE, PURPOSE AND ALLOWABLE USES OF THE PERSONALLY IDENTIFI-
18 ABLE STUDENT INFORMATION;
19 (B) THE RISK OF DATA BREACHES AND THE REASONABLE ADMINISTRATIVE, TECH-
20 NICAL AND PHYSICAL SAFEGUARDS USED TO PROTECT THE SECURITY, CONFIDEN-
21 TIALITY AND INTEGRITY OF THE PERSONALLY IDENTIFIABLE STUDENT INFORMA-
22 TION; AND
23 (C) INFORMATION REGARDING WHO IS LEGALLY AND FINANCIALLY RESPONSIBLE
24 SHOULD THERE BE A VIOLATION OF THIS SECTION.
25 6. THE STATE COMPTROLLER SHALL CARRY OUT REGULAR AUDITS TO ENSURE
26 PROPER PROCEDURES HAVE BEEN USED; RELEVANT NOTIFICATIONS AND CONSENT
27 FORMS ARE COMPLETED; AND SECURITY AND PRIVACY PROTECTIONS MEASURES USED
28 IN THE STORAGE, TRANSMISSION AND USAGE OF PERSONALLY IDENTIFIABLE
29 STUDENT INFORMATION ARE EFFECTIVE AND ACCURATELY DESCRIBED IN THE
30 NOTIFICATION DOCUMENTS.
31 7. ANY ORGANIZATION OR COMPANY FOUND IN VIOLATION OF ANY OF THE
32 PROVISIONS OF THIS SECTION SHALL BE PROHIBITED FROM OBTAINING PERSONALLY
33 IDENTIFIABLE STUDENT INFORMATION FOR A PERIOD OF NO LESS THAN FIVE
34 YEARS.
35 8. THE NEW YORK STATE ATTORNEY GENERAL SHALL HAVE THE AUTHORITY TO
36 OVERSEE AND ENFORCE COMPLIANCE WITH THIS SECTION AND TO IMPOSE APPROPRI-
37 ATE PENALTIES ON THOSE FOUND IN VIOLATION OF ANY OF ITS PROVISIONS.
38 9. ANY DATA SYSTEMS MAINTAINED BY THE STATE OR DISTRICT OR THEIR
39 REPRESENTATIVES SHALL, TO THE MAXIMUM EXTENT PRACTICABLE, CONFORM WITH
40 THE FEDERAL TRADE COMMISSION'S DATA PRIVACY AND DATA SAFEGUARDING RULES.
41 10. NOTHING IN THIS SECTION SHALL LIMIT THE ADMINISTRATIVE USE OF
42 SCHOOL RECORDS BY A PERSON ACTING EXCLUSIVELY IN THE PERSON'S CAPACITY
43 AS AN EMPLOYEE OF A SCHOOL, A BOARD OF EDUCATION OR OF THE STATE OR ANY
44 OF ITS POLITICAL SUBDIVISIONS, ANY COURT OR THE FEDERAL GOVERNMENT THAT
45 DEMONSTRATES AN APPROPRIATE NEED FOR THE INFORMATION.
46 S 2. This act shall take effect July 1, 2013 and shall apply to school
47 years beginning with the 2013-2014 academic year.

[Go to top](#)

Introduced by:
Hon.

Referral No.

DRAFT

**RESOLUTION NO OF 2013
SETTING A DATE FOR A PUBLIC HEARING
TO ADOPT A LOCAL LAW
AMENDING LOCAL LAW NUMBER 9 OF 1980, AS AMENDED BY LOCAL
LAW NUMBER 10 OF 1980, LOCAL LAW NUMBER 6 OF 1981, LOCAL LAW
17 OF 1983, LOCAL LAW NUMBER 9 OF 1990, AND LOCAL LAW NUMBER 5
OF 1999 (CHAPTER 340 OF THE LAWS OF ROCKLAND COUNTY),
PROVIDING FOR THE CONTROL AND REGULATION OF SECONDHAND
PRECIOUS METALS OR GEM DEALERS FOR ROCKLAND COUNTY
(DEPARTMENT OF CONSUMER PROTECTION –
OFFICE OF WEIGHTS AND MEASURES)**

WHEREAS, The County Executive has recommended to the County Legislature of Rockland County that the Legislature adopt a local law amending local law number 9 of 1980, as amended by local law number 10 of 1980, local law number 6 of 1981, local law 17 of 1983, local law number 9 of 1990, and local law number 5 of 1999 (Chapter 340 of the Laws of Rockland County), providing for the control and regulation of secondhand precious metals or gem dealers for Rockland County; and

WHEREAS, The Committee of the Legislature has met, considered and approved this resolution, now, therefore be it

RESOLVED, That the Legislature of Rockland County hereby sets the day of , 2013, at p.m., for a public hearing to provide for a local law amending local law number 9 of 1980, as amended by local law number 10 of 1980, local law number 6 of 1981, local law 17 of 1983, local law number 9 of 1990, and local law number 5 of 1999 (Chapter 340 of the Laws of Rockland County), providing for the control and regulation of secondhand precious metals or gem dealers for Rockland County.

VWJ:dc
2013-02190
5-22-13

LOCAL LAW NO. OF 2013
COUNTY OF ROCKLAND COUNTY
STATE OF NEW YORK

DRAFT

A local law amending local law number 9 of 1980, as amended by local law number 10 of 1980, local law number 6 of 1981, local law 17 of 1983, local law number 9 of 1990, and local law number 5 of 1999 (Chapter 340 of the laws of Rockland county), providing for the control and regulation of secondhand precious metals or gem dealers for Rockland county.

Be it enacted by the legislature of the county of Rockland as follows:

Section 1. Legislative intent.

Due to the fact that the number of businesses purchasing gold and silver has increased and the number of transactions has increased dramatically due to increases in prices, the Sheriff's Department has been inundated with reports of sales and has procured a software program with which permit license holders may report their sales electronically and also allows the Sheriff's Department to search purchases more efficiently. The law is being amended to provide for electronic reporting.

Section 2. Definitions.

§340-2 is amended as follows:

DIRECTOR-The Director of Consumer Protection or his/her designee.

Section 3. Application for license; fee; bond.

§340-4 is amended as follows:

A. Every person desiring to procure a license shall file with the [Sealer of Weights and Measures, hereinafter referred to as the ["Sealer,"] Director an application supplied by the [Sealer] Director, containing the following information:

- (1) The name and description of the applicant [Individuals operating under a trade name shall present a certified copy of the trade name certificate filed in the Rockland County Clerk's office. A partnership conducting business, whether or not under a trade name, shall submit a certified copy of the partnership certificate,

which was filed in the Rockland County Clerk's office when the partnership was formed. A corporation shall furnish a photo static copy of its certificate of incorporation and, if a foreign corporation, its application for authority to do business in New York State.] in the form and manner as set forth in the Rules and Regulations.

(7) Two photographs of the applicant, taken not more than 60 days prior to the filing of the application, which photographs shall be two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner. If the applicant is a partnership, photographs and fingerprints as provided herein are required for each partner. If the applicant is a corporation, all officers[, as well as any stockholder of 10% or more of the stock,] shall be photographed and fingerprinted as provided herein.

(9) [A copy of the applicant's fingerprints shall be mailed to the Division of Criminal Justice Services, Albany, New York, requesting a fingerprint search. The Sealer shall secure from the applicant the required fee for said search in the form of a check or a money order made payable to the New York State Division of Criminal Justice Services.] A copy of the applicant's fingerprints shall be provided as set forth in the Rules and Regulations.

B. Such application for a secondhand precious metal or gem dealer's license shall be accompanied by a nonrefundable filing fee[of \$200.] in the amount as set forth under the Rules and Regulations adopted pursuant to this Chapter and a bond or other surety to the County of Rockland in the sum of \$2,000, conditioned for the due observance during the term of the license of any of the laws relating to such dealers.

Section 4. Issuance of license.

§340-5 is amended as follows:

- A. Upon receipt of the license application and the payment of the filing fee and bonds required of the applicant, the [Sealer] Director shall prepare and deliver to the applicant his license.
- B. The [Sealer] Director shall keep a record of all licenses issued, as well as any matters herein described.
- C. No license shall be granted under this chapter to any dealer in secondhand precious metals or gems:

3. Whose license under this chapter has been revoked or as provided in § 340-8 of this chapter.

D. Notwithstanding any provision of this chapter to the contrary, the [Sealer] Director, in his/her discretion, may grant a license as provided herein to any applicant who has been convicted of a crime within the last 10 years, upon the finding by the [Sealer] Director that said applicant is of good moral character and has demonstrated reliability and trustworthiness in finance and commercial transactions and would not compromise or jeopardize the public in the transaction of secondhand precious metal or gem business.

Section 5. Expiration and renewal of license.

§340-6 is amended as follows:

Every license shall expire on the 30th day of November next after its issuance. Every license may be renewed as of the first day of December, upon payment of the required fee as set forth in the Rules and Regulations and filing a renewal application with the [Sealer] Director, certifying that no changes have occurred with respect to any of the facts or information required or supplied on the original application, or, if there have been any changes, the applicant shall furnish the facts and information relating to such changes and shall comply with the requirements of § 340-3 hereof with respect thereto.

Section 6. Non-transferability of license.

§340-7 is amended as follows:

No license under the provisions of this chapter shall be transferred or assigned to any person or used by any person other than the licensee to whom it was issued, his agents, employees or duly authorized representatives, said agents, employees or duly authorized representatives having been approved by the [Sealer] Director.

Section 7. Suspension or revocation of license; appeals.

§340-8 is amended as follows:

A. Any license granted under this chapter may be suspended for a specific time not to exceed one year or revoked for cause, after a hearing before a hearing officer appointed by the [Chairman of the Rockland County Legislature] County Executive of Rockland County. The determination as to suspension or revocation shall be made by said hearing officer. Any such hearing shall be held after reasonable written notice by the [Sealer] Director to the licensee of the charges, and the licensee shall have the right to counsel and to present evidence. Whenever any license shall be revoked or suspended, no refund of unearned portion of the license fee shall be made.

A license to conduct, operate, engage in and transact secondhand precious metals and gems may be suspended or revoked by the hearing officer for any one (1) or more of the following causes:

1. Fraud, misrepresentation or bribery in securing a license.
2. The making of any false statement as to a material matter in any application for a license or in any proceeding with respect to the suspension or revocation of a license, or a response to any order, demand, or inquiry made by the hearing officer or by the Director with respect to a license or with respect to any transaction taken pursuant to this Chapter.
3. The person or the management personnel of the licensee are untrustworthy or not of good moral character.
4. Failure to display the license as provided in this chapter.
5. Violation of any provision of this chapter or of any rule or regulation adopted hereunder.

B. Appeals.

1. Any person aggrieved by the action of a hearing officer in suspending or revoking a license or the [Sealer] Director in refusing to grant a license or the making of any other decision or determination may take an appeal there from to the Legislature of Rockland County within 30 days after said decision or determination has been made. Such appeal shall be taken by filing, with the Clerk to the Legislature, a notice of appeal specifying the grounds therefore and the person from whom the appeal is being taken.

Section 8. Restrictions.

§340-9 is amended as follows:

- A. It shall be unlawful for any dealer of secondhand precious metals or gems to engage in buying activities in any place within Rockland County other than the place of business designated in such license, except to meet with a customer at his home, bank or suitable place of business. A dealer in secondhand precious metals or gems may, upon application to the [Sealer] Director and receiving approval of the [Sealer] Director, [temporarily] extend his license to cover other locations, such as flea markets, fairs, bazaars or religious or charitable organization functions.

- D. It shall be unlawful for any dealer in secondhand precious metals or gems to sell or dispose of any secondhand precious metals or gems until the expiration of [15] 20 days after the acquisition by such dealer of said precious metals or gems.
- G. It shall be unlawful for any dealer of secondhand precious metals or gems to damage, destroy, alter or in any way change or direct or request anyone else to alter or change the structure or makeup of a precious metal or gem so as to make it unidentifiable within [15] 20 days after the acquisition by said dealers of such precious metal or gem. In the event that said precious metal or gem dealer damages, destroys, alters or in any way changes the precious metal or gem, the secondhand precious metal or gem dealer shall restore the precious metal or gem to its original condition as possible, provided that the secondhand precious metal or gem dealer receives a written request to do so from the owner of said item and law enforcement agency within the time limits set forth in this Subsection G and § 340-11 of this chapter, whichever is longer.

Section 9. Display of daily price required.

§340-10 is amended as follows:

The daily price upon which the dealer bases his quotation for gold and silver shall be clearly displayed in Arabic numbers [in such a manner that the public will be informed] in the manner as set forth in the Rules and Regulations.

Section 10. Records.

§340-12 is amended as follows:

- A. Every dealer in secondhand precious metals or gems by the close of the business day shall keep an electronic record in the form as set forth in the Rules and Regulations or a written record in duplicate and on a form prescribed by the [Sealer] Director of consecutively numbered transactions, legibly written in English, which shall contain a complete, thorough description of every secondhand precious metal or gem article so purchased, utilizing accepted trade words and phrases such as, but not limited to, serpentine, herringbone, braided herringbone, rope, crosscut, woven link, cobra, basket weave, tricolor, florentine, twist, beveled, gem names as listed in § 340-2, quantities of gems, number or numbers of said articles and any monograms, inscriptions or other marks of identification that may appear on such articles. The record whether electronic or written shall also include the name, residence address and description of the person from whom such purchase was made, including the day and hour of the purchase. Within 48 hours of the close of business on the day of purchase, the dealer in precious metals or gems shall forward by electronic means or mail, to the Rockland County Bureau of Criminal

Identification the duplicate record of purchase, as provided herein, of each transaction which had taken place on that day.

B. Such electronic or written record shall be kept on the business premises of the secondhand precious metal or gem dealership or at the place designated on the fully approved license, at all times during normal business hours. Such record shall be open to the inspection of any police officer or the [Sealer] Director or any person duly authorized for such purposes by the [Sealer] Director.

C. If the record of sales is in written form the dealer is mandated to use the forms prescribed by the [Sealer] Director and shall reimburse the [Sealer] Director for the cost of said forms.

Section 11. Identity of person from who purchase is made.

§340-13 is amended as follows:

B. Only the following shall be deemed acceptable evidence of identity:

(1) Any official document, except a Social Security Account number card, issued by the United States Government, any state, County, municipality or subdivision thereof, any public agency or department thereof or any public or private employer, which requires and bears signature and picture of the person to whom issued.

Section 12. Reporting of records information.

§340-14 is amended as follows:

Every secondhand precious metal or gem dealer shall furnish to the [Sealer] Director or his/her agent or the appropriate law enforcement agency all information requested relative to all records required to be kept under this chapter.

Section 13. Duty to enforce.

§340-15 is amended as follows:

It shall be the duty of the [Sealer] Director or any police officer having jurisdiction at the site where a person is seen dealing in secondhand precious metals or gems to require such person seen so dealing and who is not known to the [Sealer] Director or such police officer to be duly licensed to produce or display his secondhand precious metal dealer's license and to enforce the provisions of this chapter against any person found to be in violation of the same. It shall be the duty of the [Sealer] Director or any police officer as described herein to require the immediate closure of any business dealing in the purchase of secondhand metals or gems as defined herein who is operating said business without a license as required by § 340-3 of this chapter.

Section 14. Penalties for offenses.

§340-17 is amended as follows:

- C. In addition to the penalties provided above, any offense against the provisions of this chapter or the rules or regulations adopted under this chapter shall subject the person committing the offense to a civil penalty in an amount not to exceed \$[500] 1,000 as imposed by the [Sealer] Director for each day that the offense shall continue. Said penalty shall be collectible by and in the name of the County of Rockland.

Section 15. The local law is amended to add the following:

§340-18 Rules and Regulations.

The Director shall have the authority to adopt rules and regulations in respect to any subject matter over which he/she has jurisdiction under this chapter or any other law after a public hearing by the Director and subject to the approval of the Rockland County Legislature. Upon adoption and approval of such rules and regulations they shall be duly filed with the clerk to the Rockland County Legislature.

Section 16. Separability.

If any part of this local law, or the application thereof to any person or circumstance shall be it judged invalid by any court of competent jurisdiction such judgment shall be confined it its operation to the parts of the provision directly involved in the controversy in which such judgment shall have been rendered and shall not effect or impair the validity of the remainder of this law or the application thereof to any other persons or circumstances.

Section 17. Effective date.

This local law shall take effect immediately upon filing in the office of the secretary of state pursuant to section 27 of the municipal home rule law.

VWJ:dc
2013-02234
5-23-13

Material to be removed is in [brackets].

New Material is underscored

DRAFT

Introduced by:

Referral No.

**AMENDING
 RESOLUTION NO. 207 OF 2013
 APPROVING THE SUBMISSION OF THE
 CONSOLIDATED/ACTION PLAN FOR FY2013
 TO THE U.S. DEPARTMENT OF HOUSING
 AND URBAN DEVELOPMENT AND APPROVING
 EXECUTION OF BY COUNTY EXECUTIVE
 OF ALL NECESSARY INSTRUMENTS AND DOCUMENTS
 [OFFICE OF COMMUNITY DEVELOPMENT]
 (\$4,796,571)**

WHEREAS, By Resolution 207 of 2013 the County of Rockland approved the submission of the Consolidated/Action Plan for FY 2013 to the U.S. Department of Housing and Urban Development (HUD) and approved the execution by the County Executive of all necessary instruments and documents related thereto; and

WHEREAS, The County Executive executed and submitted the County's Consolidated/Action Plan for FY2013 as recommended by the County Consortium, to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, At that time the County of Rockland was advised by the Department of HUD that its Community Development allocation for the Program Year 2013 would be approximately \$4,700,000; and

WHEREAS, The County of Rockland has recently been advised that HUD has finalized its allocation formula and the County has been notified that its Community Development allocation for Program Year 2013 will be as follows:

	<u>Estimated</u>	<u>Actual</u>
➤ Community Development Block Grant (CDBG)	\$1,921,134.00	\$2,080,766.00
➤ Emergency Solutions Grant (ESG)	\$ 163,457.00	\$ 139,030.00
➤ Home Investment Partnership Program (HOME)	\$ 586,870.00	\$ 575,360.00
➤ HOPWA FY2013	\$ 597,195.00	\$ 597,195.00
➤ Section 108 Loan	\$ 825,000.00	\$ 825,000.00

Introduced by:

Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor

Referral No. 3977
April 16, 2013

~~RESOLUTION NO. 207 OF 2013~~
**APPROVING THE SUBMISSION OF THE
CONSOLIDATED/ACTION PLAN FOR FY2013
TO THE U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT AND APPROVING
EXECUTION BY COUNTY EXECUTIVE
OF ALL NECESSARY INSTRUMENTS AND DOCUMENTS
(NO COUNTY TAX DOLLARS)
[OFFICE OF COMMUNITY DEVELOPMENT]
(\$4,672,876)**

GRANT/PAUL, SOSKIN: UNAN.

WHEREAS, Various towns and villages within Rockland County have formed a Consortium for the purpose of obtaining funds from the U.S. Department of Housing and Urban Development (HUD) for necessary eligible activities under the Housing and Community Development Act of 1974, as amended, and

WHEREAS, Each member of the Consortium has signed a Cooperation Agreement for the program years, 2012, 2013 and 2014 with the County of Rockland to apply for said Community Development funds for said program years and to carry out Community Development activities, and

WHEREAS, The total population of the Consortium communities exceeds 200,000 people, hereby enabling the County of Rockland to apply for said funds as an "Urban County," and

WHEREAS, The County of Rockland has been advised by HUD that its Community Development allocation for the Program Year 2013 will be approximately \$4,700,000 (Funds for the HOME program and the Emergency Solutions grant are being accepted by separate resolution due to the need for County contribution); and

SCHEDULE A

		<i>Estimated</i>	<i>Actual</i>
CDBG		\$ 1,921,134.00	2,080,766
Repayment of Section 108 Loan	Rockland County	\$ 605,000.00	
CDBG Administration	Rockland County	\$ 377,484.00	
Sidewalk Replacements	Vill. of Haverstraw	\$ 85,000.00	
Business District Improvements	Suffern	\$ 85,000.00	
Parking Area Improvements Pecks Pond	West Haverstraw	\$ 80,000.00	
Bowline Shoreline Sea Wall and Jetty Improvements	Town of Haverstraw	\$ 80,000.00	
Curbs and Sidewalks	Spring Valley	\$ 80,000.00	
Old Nyack Tpk/Saddle River Rd Improvements	Ramapo	\$ 60,000.00	
Kaser Terrace Sidewalks	Kaser	\$ 50,000.00	
ADA RHO Center Restrooms	Stony Point	\$ 50,000.00	
Restroom Project	South Nyack	\$ 48,000.00	
Landlord/Tenant Advocacy Legal Aid	Rockland County	\$ 36,000.00	
Mini Trans Vehicle for Senior Transport	Clarkstown	\$ 35,000.00	
ADA Pedestrian Signals Squadron Blvd	Clarkstown	\$ 30,000.00	
Harry Reis Park Walkway	Ramapo	\$ 28,000.00	
Community Outreach Safety at All Times Program	Rockland County	\$ 25,000.00	
Economic Development Initiative	Rockland County	\$ 20,000.00	
JFS - Senior Support System	Rockland County	\$ 20,000.00	
Arts Alliance	Haverstraw	\$ 18,000.00	
ACT Academic Academy	Spring Valley/Nyack	\$ 15,000.00	
Konbit Neg. Lakay Education Extra	Rockland County	\$ 15,000.00	
Youth Counseling	RODA (Kaser)	\$ 12,000.00	
Sidewalk Replacemnt	Hillburn	\$ 10,000.00	
West Street CCLC Summer Program	Spring Valley	\$ 10,000.00	
LVA - Civics and Citizenship	Rockland County	\$ 10,000.00	
Meals on Wheels Meal Delivery	Rockland County	\$ 10,000.00	
Family Stabilaization Program - SVHA	Spring Valley	\$ 10,000.00	
People to People Weekend Backpack Program	Rockland County	\$ 8,400.00	
Chiku Awali African Dance	Spring Valley	\$ 8,000.00	

WHEREAS, It is necessary, in order to obtain the funds, that the County Executive execute and submit to HUD the County's Consolidated/Action Plan for FY2013 (a copy of which is attached as "Schedule A"), and

WHEREAS, It is necessary, in order to implement the Plan and its projects, that the County Executive execute on behalf of the County of Rockland various instruments and documents for each project, including but not limited to, a "Variable/Fixed Rate Note" and a "Contract for Loan Guarantee Assistance Under Section 108 of the Housing and Community Development Act of 1974, as Amended;" and

WHEREAS, The Consortium communities have authorized the activities to be included in Rockland County's submission for Program Year 2013, and

WHEREAS, No County funds are required for this program, and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of \$100,000 entered into by the County;" and

WHEREAS, The Multi Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the execution and submission by the County Executive of the County's Consolidated/Action Plan for FY2013, as recommended by the County Consortium, to the U.S. Department of Housing and Urban Development (HUD), and be it further

RESOLVED, That, upon approval of the County's Consolidated/Action Plan for FY2013 to HUD, the Legislature of Rockland County hereby approves, generally and pursuant to Local Law No. 18 of 1996, the execution by the County Executive of the grant agreement and of any and all necessary instruments and documents with respect to the federal funds in furtherance of the Plan submission and program, subject to the approval of the County Attorney, and be it further

RESOLVED, That, upon approval of the submitted Consolidated/Action Plan for FY2013 by HUD and upon execution of the grant agreement by the County Executive and by HUD, the Commissioner of finance of the County of Rockland be and is hereby authorized, empowered and directed to establish new accounts for the FY2013 Community Development funds.

AFR:mf
2013-00980
3-7-13 rev 3-21-13; 4/10/13
4/17/13

SCHEDULE B

HOME PROGRAM

Owner Occupied Rehabilitation
Homebuyers Assistance
Tenant Based Rental Program
CHDO Designated Project
Administration
Security Deposit Program
HACSO

COMMUNITY
Rockland County
Rockland County
Rockland County
Rockland County
Rockland County
Legal Aid
Rockland County

\$ 586,870.00
\$ 150,000.00
\$ 125,000.00
\$ 102,183.00
\$ 96,000.00
\$ 58,687.00
\$ 30,000.00
\$ 25,000.00

Estimated *Actual*
575,360

SCHEDULE C

EMERGENCY SOLUTIONS GRANT

Center for Safety and Change
Legal Services
Children's Village
Short/Long Term Rental Assistance
Homeless Prevention
Rapid Re-housing Assistance
Administration

CSC
Legal Aid
Rockland County
Rockland County
Rockland County
Rockland County
Rockland County

\$ 163,457.00
\$ 43,000.00
\$ 30,000.00
\$ 25,000.00
\$ 23,207.00
\$ 15,000.00
\$ 15,000.00
\$ 12,250.00

139,030

SCHEDULE D

HOPWA FY2013

RENTAL ASSISTANCE

COMMUNITY DEVELOPMENT - HOUSING SERVICES

CLIENT SERVICES

\$597,195.00
\$ 447,195.00
\$ 80,000.00
\$ 70,000.00

SAME

SCHEDULE E

Section 108 Loan
Repayments

\$825,000.00
\$825,000.00

SAME

SCHEDULE F

Supportive Housing Grant \$ 579,220.00
Transitional Housing Program \$ 431,220.00
HMIS \$ 148,000.00

SAME

CDBG	Community	\$2,080,766.00
Repayment of Section 108 Loan	Rockland County	\$679,310.00
CDBG Administration	Rockland County	\$413,056.00
Sidewalk Replacements	Vill. of Haverstraw	\$85,000.00
Business District Improvements	Suffern	\$85,000.00
Parking Area Improvements Pecks Pond	West Haverstraw	\$80,000.00
Bowline Shoreline Sea Wall and Jetty Improvements	Town of Haverstraw	\$80,000.00
Curbs and Sidewalks	Spring Valley	\$80,000.00
Old Nyack Tpk/Saddle River Rd Improvements	Ramapo	\$60,000.00
Kaser Terrace Sidewalks	Kaser	\$50,000.00
ADA RHO Center Restrooms	Stony Point	\$50,000.00
Restroom Project	South Nyack	\$48,000.00
Landlord/Tenant Advocacy Legal Aid	Rockland County	\$36,000.00
Mini Trans Vehicle for Senior Transport	Clarkstown	\$35,000.00
ADA Pedestrian Signals Squadron Blvd	Clarkstown	\$30,000.00
Harry Reis Park Walkway	Ramapo	\$28,000.00
Community Outreach Safety at All Times Program	Rockland County	\$25,000.00
Economic Development Initiative	Rockland County	\$70,000.00
JFS - Senior Support System	Rockland County	\$20,000.00
Arts Alliance	Haverstraw	\$18,000.00
ACT Academic Academy	Spring Valley/Nyack	\$15,000.00
Konbit Neg Lakay Education Extra	Rockland County	\$15,000.00
Youth Counseling	RODA (Kaser)	\$12,000.00
Sidewalk Replacemnt	Hillburn	\$10,000.00
West Street CCLC Summer Program	Spring Valley	\$10,000.00
LVA - Civics and Citizenship	Rockland County	\$10,000.00
Meals on Wheels Meal Delivery	Rockland County	\$10,000.00
Family Stabilaization Program - SVHA	Spring Valley	\$10,000.00
People to People Weekend Backpack Program	Rockland County	\$8,400.00
Chiku Awali African Dance	Spring Valley	\$8,000.00
EMERGENCY SOLUTIONS GRANT		\$139,030.00
Center for Safety and Change	CSC	\$ 43,000.00
Legal Services	Legal Aid	\$ 30,000.00
Administration	Rockland County	\$ 10,427.00
Short/Long Term Rental Assistance	Rockland County	\$ 23,207.00
Homeless Prevention	Rockland County	\$ 17,396.00
Rapid Re-housing Assistance	Rockland County	\$ 15,000.00
HOME PROGRAM	COMMUNITY	\$575,360.00
Owner Occupied Rehabilitation	Rockland County	\$150,000.00
Homebuyers Assistance	Rockland County	\$125,000.00
Tenant Based Rental Program	Rockland County	\$91,824.00
CHDO Designated Project	Rockland County	\$96,000.00
Administration	Rockland County	\$57,536.00
Security Deposit Program	Legal Aid	\$30,000.00
HACSO	Rockland County	\$25,000.00