

# STATE OF NEW YORK

3127--A

2011-2012 Regular Sessions

## IN ASSEMBLY

January 24, 2011

Introduced by M. of A. O'DONNELL -- read once and referred to the Committee on Education -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the family court act, in relation to contracts for the transportation of children

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

1       Section 1. Subdivision 3 of section 236 of the family court act, as  
2 amended by chapter 705 of the laws of 1992, is amended to read as  
3 follows:

4       3. (a) Every such order for services to be provided after September  
5 first, nineteen hundred eighty-six which provides for the transportation  
6 of a child shall further require that such transportation shall be  
7 provided by the county or the city of New York, as the case may be, and,  
8 that the city of New York may delegate the authority to provide such  
9 transportation to the board of education or the city school district of  
10 such city.

11       (b) Such order shall further require that such transportation shall be  
12 provided within thirty days of the issuance of such order, and, shall be  
13 provided as part of a municipal cooperation agreement [or] as part of a  
14 contract awarded to the lowest responsible bidder in accordance with the  
15 provisions of section one hundred three of the general municipal law, or  
16 as part of a contract awarded pursuant to an evaluation of proposals to  
17 the extent authorized by paragraphs e and f of subdivision fourteen of  
18 section three hundred five of the education law and otherwise consistent  
19 with the provisions of this subdivision, and that buses and vehicles  
20 utilized in the performance of such contract shall meet the minimum  
21 requirements for school age children as established by the commissioner  
22 of transportation. Any contract or contracts for transportation pursu-  
23 ant to this subdivision approved by the board of education or chancellor

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

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1       of the city school district of the city of New York pursuant to an eval-  
2 uation of proposals submitted in response to a request for proposal  
3 shall include employee protection provisions rationally relating to the  
4 promotion of a pool of qualified workers and the avoidance of labor  
5 disputes, including but not limited to provisions for the preference in  
6 hiring of employees performing work for employers under contracts with  
7 the board of education or the city school district, the preservation of  
8 wages, benefits, and seniority for such employees, and other provisions

9 relating to the hiring, compensation, and retention of employees, in the  
10 request for proposals for such contract or contracts and in the awarded  
11 contract.

12 § 2. This act shall take effect immediately.