

S. 400

A. 1034

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

(PREFILED)

January 7, 2009

IN SENATE -- Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

IN ASSEMBLY -- Introduced by M. of A. MCENENY -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to tuition benefits for members of the New York state organized militia

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

1 Section 1. Paragraph c of subdivision 2 of section 669-b of the education law, as added by chapter 268 of the laws of 1996, is amended to
2 read as follows:
3 c. The term "tuition" shall mean the total semester, quarter, or
4 classroom hour cost of instruction to the student as periodically
5 published in the catalogue of the institution, specifically excluding
6 mandatory fees, book charges, and room and board, EXCEPT THAT TUITION
7 FOR INDEPENDENT STUDY PROGRAMS OFFERED BY EXCELSIOR COLLEGE AND APPROVED
8 BY THE REGENTS OF THE UNIVERSITY OF THE STATE OF NEW YORK SHALL BE
9 CONSTRUED AS INCLUDING CHARGES FOR ENROLLMENT, EXAMINATIONS, AND ADVISE-
10 MENT AND ENROLLMENT SERVICES.
11 S 2. Subdivision 3 of section 669-b of the education law, as added by
12 chapter 268 of the laws of 1996, is amended to read as follows:
13 3. Notwithstanding the provisions of any other general, special, or
14 local law, rule, or regulation, any active member who has successfully
15 completed advanced individual training or commissioning and other
16 requirements of the division of military and naval affairs for tuition
17 benefit eligibility shall be entitled to the tuition benefit provided by
18 this section upon his or her enrollment in a degree producing curriculum
19 in any institution, OR, IN THE CASE OF AN INDEPENDENT STUDY PROGRAM
20

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

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1 APPROVED BY THE REGENTS OF THE UNIVERSITY OF THE STATE OF NEW YORK,
2 ENROLLMENT IN EXCELSIOR COLLEGE FOR THE PURPOSE OF EARNING CREDIT FOR
3 INDEPENDENT STUDY TOWARD A DEGREE OFFERED BY THE INSTITUTION.
4 S 3. This act shall take effect immediately, provided, however, that
5 the amendments to section 669-b of the education law made by sections
6 one and two of this act shall not affect the repeal of such section and
7 shall be deemed to be repealed therewith.