

3604

2009-2010 Regular Sessions

I N S E N A T E

March 25, 2009

Introduced by Sen. STAVISKY -- 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 fees of students of the state university of New York

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

1 Section 1. Paragraph h of subdivision 2 of section 355 of the educa-
2 tion law is amended by adding a new subparagraph 10 to read as follows:
3 (10) NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL, OR LOCAL
4 LAW, RULE, OR REGULATION, SUCH REGULATIONS SHALL FURTHER PROVIDE THAT
5 THE AGGREGATE TOTAL OF ALL FEES AND CHARGES IMPOSED ON ANY STUDENT SHALL
6 NOT EXCEED FIFTEEN PERCENT OF THE TOTAL TUITION CHARGE FOR SUCH STUDENT
7 FOR THE APPLICABLE SEMESTER OR QUARTER, EXCEPT THAT IF, UPON THE DATE ON
8 WHICH THIS SUBPARAGRAPH TAKES EFFECT, SUCH AGGREGATE TOTAL EXCEEDS
9 FIFTEEN PERCENT OF SUCH TUITION CHARGE AT ANY SCHOOL, THE AGGREGATE
10 TOTAL OF ALL FEES AND CHARGES AT SUCH A SCHOOL SHALL NOT EXCEED TWENTY-
11 FIVE PERCENT BEGINNING WITH ALL SEMESTERS OR QUARTERS WHICH COMMENCE ONE
12 ACADEMIC YEAR AFTER THIS SUBPARAGRAPH TAKES EFFECT, TWENTY PERCENT
13 DURING ALL SEMESTERS OR QUARTERS WHICH COMMENCE BEGINNING WITH THE
14 SECOND SUCH YEAR AFTER THIS SUBPARAGRAPH TAKES EFFECT, AND FIFTEEN
15 PERCENT DURING ALL SEMESTERS OR QUARTERS WHICH COMMENCE THEREAFTER;
16 PROVIDED, HOWEVER, FOR THE PURPOSES OF THIS SUBPARAGRAPH, THE AGGREGATE
17 TOTAL OF ALL FEES AND CHARGES SHALL NOT INCLUDE THE FOLLOWING FEES AND
18 CHARGES: THE STUDENT ACTIVITY FEE, THE EMPIRE STATE COLLEGE'S ONE-TIME
19 ASSESSMENT FEE, THE PARKING FEE, AND FINES, FEES, DEPOSITS, AND CHARGES
20 FOR VIOLATIONS OF INSTITUTIONAL REGULATIONS, LATE REGISTRATIONS, AND
21 DAMAGE AND BREAKAGE; AND PROVIDED FURTHER THAT IN ANY CASE WHERE TUITION
22 IS WAIVED FOR A STUDENT, THE TUITION FIGURE TO BE EMPLOYED FOR THE
23 PURPOSE OF ESTABLISHING THE PERCENT LIMIT FOR SUCH STUDENT SHALL BE THE
24 AMOUNT OF TOTAL TUITION THAT WOULD HAVE BEEN CHARGED IN THE ABSENCE OF
25 SUCH WAIVER.

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

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1 S 2. This act shall take effect on the first of July next succeeding
2 the date on which it shall have become a law and shall apply as provided
3 in this act to semesters and quarters which occur after the effective
4 date of this act.