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

803

2009-2010 Regular Sessions

I N S E N A T E

January 16, 2009

Introduced by Sen. LAVALLE -- 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 the disclosure of relationships between institutions of higher education and study abroad programs

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 article 25 to read as follows:

ARTICLE 25

DISCLOSURE OF RELATIONSHIPS BETWEEN INSTITUTIONS OF HIGHER EDUCATION AND STUDY ABROAD PROGRAMS

SECTION 1250. DEFINITIONS.

1251. DISCLOSURE OF RELATIONSHIPS; HIGHER EDUCATION; STUDY ABROAD PROGRAMS.

S 1250. DEFINITIONS. FOR PURPOSES OF THIS ARTICLE, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

1. "COLLEGE/UNIVERSITY" SHALL MEAN ANY INSTITUTION OF HIGHER EDUCATION, RECOGNIZED AND APPROVED BY THE REGENTS OF THE UNIVERSITY OF THE STATE OF NEW YORK, WHICH PROVIDES A COURSE OF STUDY LEADING TO THE GRANTING OF A POST-SECONDARY DEGREE OR DIPLOMA.

2. "STUDY ABROAD PROGRAMS" SHALL MEAN PROGRAMS WHICH ARE COORDINATED BY COLLEGES/UNIVERSITIES IN THE STATE OF NEW YORK AND PRIVATE ORGANIZATIONS, THAT PROVIDE STUDENTS WITH THE OPPORTUNITY TO WORK OR STUDY, WHOLLY OR IN PRINCIPAL PART, OUTSIDE OF THE UNITED STATES OF AMERICA.

3. "PERQUISITE" SHALL MEAN ANY EXPENSES PAID BY A STUDY ABROAD PROGRAM TO ANY EMPLOYEE OR REPRESENTATIVE OF A COLLEGE OR UNIVERSITY FOR TRAVEL, LODGING, FOOD OR ENTERTAINMENT. THE TERM "PERQUISITE" SHALL ALSO MEAN ANY DIRECT FINANCIAL BENEFIT REALIZED BY A COLLEGE/UNIVERSITY AS A RESULT OF ITS STUDENTS ATTENDING A PARTICULAR STUDY ABROAD PROGRAM.

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

LBD06083-01-9

S 1251. DISCLOSURE OF RELATIONSHIPS; HIGHER EDUCATION; STUDY ABROAD PROGRAMS. 1. EACH COLLEGE/UNIVERSITY LOCATED IN THIS STATE SHALL DISCLOSE ANY PERQUISITES THAT IT RECEIVES FROM ALL STUDY ABROAD PROGRAMS THAT ITS STUDENTS PARTICIPATE IN. SUCH DISCLOSURE SHALL BE MADE IN WRITING TO ANYONE WHO REQUESTS IT.

2. IN INSTANCES WHERE A STUDENT PAYS THE USUAL COSTS OF ATTENDING A PARTICULAR COLLEGE/UNIVERSITY FOR A SEMESTER, AND SUCH COLLEGE/UNIVERSITY IN TURN PAYS FOR SUCH STUDENT'S PARTICIPATION IN A PARTICULAR STUDY ABROAD PROGRAM, SUCH COLLEGE/UNIVERSITY SHALL DISCLOSE THE ACTUAL COSTS OF THE STUDY ABROAD PROGRAM PAID BY SUCH COLLEGE/UNIVERSITY IN WRITING TO ANYONE WHO REQUESTS IT.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.