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

S. 1388 A. 3951

2009-2010 Regular Sessions

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

January 29, 2009

IN SENATE -- Introduced by Sens. FARLEY, MAZIARZ, AUBERTINE, BONACIC, BRESLIN, DIAZ, FLANAGAN, FOLEY, FUSCHILLO, GOLDEN, GRIFFO, HANNON, O. JOHNSON, LARKIN, LAVALLE, LITTLE, MORAHAN, ONORATO, PARKER, SALAND, SAMPSON, SERRANO, SEWARD, STACHOWSKI, THOMPSON, VOLKER, WINNER -- 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, CANESTRARI, ORTIZ, SCHIMMINGER -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, BARRA, CHRISTENSEN, CLARK, COLTON, COOK, CYMBROWITZ, DESTITO, DIAZ, DINOWITZ, EDDINGTON, GANTT, GIANARIS, GREENE, HOOPER, MAGEE, MAGNARELLI, MAYERSOHN, PHEFFER, P. RIVERA, TOWNS, WRIGHT -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to authorizing the state university trustees to make courses available for certain persons sixty years of age or over

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

Section 1. Subparagraph 1 of paragraph h of subdivision 2 of section 355 of the education law, as separately amended by chapters 552 and 616 of the laws of 1985, is amended to read as follows:

(1) Notwithstanding the provisions of any other general, special or local law, rule or regulation, such regulations may permit persons sixty years of age or over to [audit] TAKE courses given therein without tuition, EITHER FOR CREDIT, OR WITHOUT examination, grading or credit therefor upon a space available basis, as determined by the president of each such institution, provided that such [audit] attendance does not deny course attendance at a state-operated institution by an individual who is otherwise qualified under the regulations promulgated pursuant to this section. FOR PURPOSES OF THIS SECTION, PERSONS SIXTY YEARS OF AGE OR OVER WHO ARE RESIDENTS OF THE STATE SHALL BE ELIGIBLE TO TAKE NOT

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

LBD00808-01-9

MORE THAN NINE CREDIT HOURS OF COURSES FOR CREDIT PER SEMESTER WITHOUT TUITION.

S 2. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.