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

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:

Section 1. Paragraph h of subdivision 2 of section 355 of the education law is amended by adding a new subparagraph 10 to read as follows:

(10) NOTWITHSTANDING THE PROVISIONS OF ANY GENERAL, SPECIAL, OR LOCAL LAW, RULE, OR REGULATION, SUCH REGULATIONS SHALL FURTHER PROVIDE THAT THE AGGREGATE TOTAL OF ALL FEES AND CHARGES IMPOSED ON ANY STUDENT SHALL NOT EXCEED FIFTEEN PERCENT OF THE TOTAL TUITION CHARGE FOR SUCH STUDENT FOR THE APPLICABLE SEMESTER OR QUARTER, EXCEPT THAT IF, UPON THE DATE ON WHICH THIS SUBPARAGRAPH TAKES EFFECT, SUCH AGGREGATE TOTAL EXCEEDS FIFTEEN PERCENT OF SUCH TUITION CHARGE AT ANY SCHOOL, THE AGGREGATE TOTAL OF ALL FEES AND CHARGES AT SUCH A SCHOOL SHALL NOT EXCEED TWENTY-FIVE PERCENT BEGINNING WITH ALL SEMESTERS OR QUARTERS WHICH COMMENCE ONE ACADEMIC YEAR AFTER THIS SUBPARAGRAPH TAKES EFFECT, TWENTY PERCENT DURING ALL SEMESTERS OR QUARTERS WHICH COMMENCE BEGINNING WITH THE SECOND SUCH YEAR AFTER THIS SUBPARAGRAPH TAKES EFFECT, AND FIFTEEN PERCENT DURING ALL SEMESTERS OR QUARTERS WHICH COMMENCE THEREAFTER; PROVIDED, HOWEVER, FOR THE PURPOSES OF THIS SUBPARAGRAPH, THE AGGREGATE TOTAL OF ALL FEES AND CHARGES SHALL NOT INCLUDE THE FOLLOWING FEES AND CHARGES: THE STUDENT ACTIVITY FEE, THE EMPIRE STATE COLLEGE'S ONE-TIME ASSESSMENT FEE, THE PARKING FEE, AND FINES, FEES, DEPOSITS, AND CHARGES FOR VIOLATIONS OF INSTITUTIONAL REGULATIONS, LATE REGISTRATIONS, AND DAMAGE AND BREAKAGE; AND PROVIDED FURTHER THAT IN ANY CASE WHERE TUITION IS WAIVED FOR A STUDENT, THE TUITION FIGURE TO BE EMPLOYED FOR THE PURPOSE OF ESTABLISHING THE PERCENT LIMIT FOR SUCH STUDENT SHALL BE THE AMOUNT OF TOTAL TUITION THAT WOULD HAVE BEEN CHARGED IN THE ABSENCE OF SUCH WAIVER.

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

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