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

4741--A

2011-2012 Regular Sessions

I N S E N A T E

April 18, 2011

Introduced by Sens. JOHNSON, LAVALLE, ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to providing that a community college may only charge the county of a non-resident student for the local sponsor's costs for not more than two academic years while such student is in attendance

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

Section 1. Subdivision 2 of section 6305 of the education law, as amended by chapter 646 of the laws of 1975, is amended to read as follows:

2. Any community college may, with the approval of the state university trustees, charge non-resident students sufficient tuition and fees to cover an allocable portion of the local sponsor's share of the operating costs of such community college in addition to regular tuition and fees. Such community college may elect to charge to and collect from each county within the state which has issued a certificate or certificates of residence pursuant to subdivision three of this section on the basis of which such non-resident students are attending such community college, an allocable portion of the local sponsor's share of the operating costs of such community college attributable to such non-resident students, computed on a per student basis, together with a further sum of not to exceed three hundred dollars each year to be determined and approved by the state university trustees for each such non-resident student on account of the local sponsor's share of the capital costs incurred to provide facilities in which such non-resident students can be accommodated; or, where such non-resident students come from communities which have elected to participate in and pay an appropriate share of the expenses involved in the local sponsor's community college

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

LBD10359-02-1

program, such allocable portion of operating expenses and such further sum not to exceed three hundred dollars per student for capital costs on account of their residents attending such community college shall be determined and approved by the state university trustees, and be charged to and collected from such communities. PROVIDED, HOWEVER, THAT NO COMMUNITY COLLEGE MAY CHARGE OR COLLECT FROM ANY COUNTY, ISSUING A CERTIFICATE OF RESIDENCE TO ANY NON-RESIDENT STUDENT, THE ALLOCABLE PORTION OF THE LOCAL SPONSOR'S SHARE OF OPERATING COSTS AND CAPITAL COST FOR SUCH STUDENT FOR MORE THAN THE COSTS ASSOCIATED WITH OBTAINING AN ASSOCIATE DEGREE OR CERTIFICATE.

S 2. This act shall take effect immediately.