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

5599--A

2011-2012 Regular Sessions

I N S E N A T E

June 6, 2011

Introduced by Sen. LAVALLE -- 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 tuition at state universities and a study of the tuition assistance program; to amend the state finance law, in relation to the state university of New York agency trust fund; to repeal subdivision 8-b of section 355 of the education law relating to state university annual apportionments; to repeal paragraph 4-a of subdivision A of section 6221 of the education law relating to city university annual apportionments; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subparagraph 4 of paragraph h of subdivision 2 of section 355 of the education law, as amended by chapter 309 of the laws of 1996, is amended to read as follows:

(4) (I) The trustees shall not impose a differential tuition charge based upon need or income. All students enrolled in programs leading to like degrees at state-operated institutions of the state university shall be charged a uniform rate of tuition except for differential tuition rates based on state residency. Provided, however, that FOR THE TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE ACADEMIC YEAR AND THEREAFTER, THE TRUSTEES MAY AUTHORIZE UP TO A TEN PERCENT TUITION INCREASE PER SEMESTER FROM THE UNDERGRADUATE TUITION RATE OF EACH YEAR FOR OUT-OF-STATE RESIDENTS ON A CAMPUS BY CAMPUS BASIS, AND MAY AUTHORIZE UP TO A FIFTEEN PERCENT TUITION INCREASE FOR GRADUATE AND PROFESSIONAL DEGREE PROGRAMS, ON A PROGRAM BY PROGRAM BASIS AT THE FOUR UNIVERSITY CENTERS AT ALBANY, BINGHAMTON, BUFFALO AND STONY BROOK, HEREINAFTER KNOWN AS THE UNIVERSITY CENTERS AND the trustees may authorize the presidents of the colleges of technology and the colleges of agriculture and

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

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technology to set differing rates of tuition for each of the colleges for students enrolled in degree-granting programs leading to an associate degree and non-degree granting programs so long as such tuition rate does not exceed the tuition rate charged to students who are enrolled in like degree programs or degree-granting undergraduate programs leading to a baccalaureate degree at other state-operated institutions of the state university of New York. The trustees shall not adopt changes affecting tuition charges prior to the enactment of the annual budget.

(II) TUITION REVENUE SHALL BE USED SOLELY FOR THE EXPENSES OF THE STATE UNIVERSITY IN CARRYING OUT ITS OBJECTIVES AND PURPOSES AND SHALL NOT BE USED TO OFF-SET OR REDUCE APPROPRIATIONS BY THE STATE IN SUPPORT OF THE OPERATIONS OF THE STATE UNIVERSITY. THE STATE SHALL APPROPRIATE ANNUALLY AND MAKE AVAILABLE GENERAL FUND OPERATING SUPPORT FOR THE STATE UNIVERSITY IN AN AMOUNT NOT LESS THAN THE AMOUNT APPROPRIATED AND MADE AVAILABLE TO THE STATE UNIVERSITY IN STATE FISCAL YEAR TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE. BEGINNING IN STATE FISCAL YEAR TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN, SUCH GENERAL FUND OPERATING SUPPORT SHALL BE ADJUSTED BY AMOUNTS TO FULLY SUPPORT COST INCREASES RELATED TO CONTRACTUAL AND COLLECTIVELY BARGAINED SALARY INCREASES, ENERGY-RELATED COSTS AND ENROLLMENT-RELATED COST INCREASES; PROVIDED, HOWEVER, THAT IN ANY STATE FISCAL YEAR WHEN PERSONAL INCOME TAX RECEIPTS DECLINE FROM PERSONAL INCOME TAX RECEIPTS IN THE PREVIOUS STATE FISCAL YEAR, GENERAL FUND OPERATING SUPPORT MADE AVAILABLE TO THE STATE UNIVERSITY MAY BE REDUCED BY NO MORE THAN THE SAME PROPORTION AS PERSONAL INCOME TAX RECEIPTS HAVE DECLINED.

S 2. Paragraph (h) of subdivision 2 of section 355 of the education law is amended by adding two new subparagraphs 10 and 11 to read as follows:

(10) (I) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, AND SUBJECT TO THE REQUIREMENTS AS SET FORTH IN SUBPARAGRAPH ELEVEN OF THIS PARAGRAPH, THE STATE UNIVERSITY TRUSTEES SHALL BE AUTHORIZED TO INCREASE THE RESIDENT UNDERGRADUATE RATE OF TUITION UP TO A MAXIMUM OF THE FOLLOWING AMOUNTS:

(A) FOR THE ACADEMIC YEAR TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE, TWO HUNDRED FIFTY DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE TRUSTEES IN THE PRECEDING ACADEMIC YEAR;

(B) FOR THE ACADEMIC YEAR TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN, TWO HUNDRED DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE TRUSTEES IN THE PRECEDING ACADEMIC YEAR;

(C) FOR THE ACADEMIC YEAR TWO THOUSAND THIRTEEN--TWO THOUSAND FOURTEEN, TWO HUNDRED DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE TRUSTEES IN THE PRECEDING ACADEMIC YEAR; AND

(D) FOR THE ACADEMIC YEAR TWO THOUSAND FOURTEEN--TWO THOUSAND FIFTEEN, ONE HUNDRED FIFTY DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE TRUSTEES IN THE PRECEDING ACADEMIC YEAR.

PROVIDED THAT THE TRUSTEES SHALL NOT ADOPT CHANGES AFFECTING TUITION CHARGES PRIOR TO THE ENACTMENT OF THE ANNUAL BUDGET.

(II) FOR THE ACADEMIC YEAR BEGINNING IN TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE AND THEREAFTER, THE STATE UNIVERSITY TRUSTEES MAY AUTHORIZE THE UNIVERSITY CENTERS TO CHARGE A SCIENCE, TECHNOLOGY, ENGINEERING AND MATH FEE, TO BE KNOWN AS A STEM PLUS FEE, TO THOSE STUDENTS WHO HAVE DECLARED MAJORS IN SUCH SUBJECT AREAS AND TO THOSE STUDENTS WHO HAVE DECLARED MAJORS IN ACADEMIC MEDICINE. SUCH FEES SHALL BE INCLUDED IN THE

DEFINITION OF TUITION FOR PURPOSES OF SECTION SIX HUNDRED SIXTY-SEVEN OF THIS TITLE.

(III) THE UNIVERSITY CENTERS SHALL ANNUALLY REPORT TO THE STATE UNIVERSITY TRUSTEES ON HOW RESEARCH REVENUE YIELDS QUANTIFIABLE RESULTS FOR EACH OF THE FOUR CAMPUSES AND SUNY BUFFALO AND SUNY STONY BROOK SHALL ADDITIONALLY REPORT ON WHAT EACH CAMPUS IS DOING TO MAINTAIN THEIR AAU STATUS.

(IV) EACH SUNY CAMPUS SHALL EXAMINE POLICIES AND PROCEDURES AND IMPLEMENT COST SAVING MEASURES FOR THE DURATION OF THE FOUR YEAR TUITION PLAN AND SHALL INCREASE FUND RAISING EFFORTS TO PROMOTE FISCAL STABILITY. FURTHER, THE TRUSTEES SHALL PERIODICALLY REVIEW THEIR PATENT POLICIES TO ENSURE COMPETITIVENESS, AND SHALL ANNUALLY REPORT ON HOW THE REVENUE GENERATED BY THIS ACT HAS HELPED RETAIN AND GROW FULL-TIME FACULTY AND INCREASE PROGRAM AVAILABILITY.

(11) THE STATE UNIVERSITY TRUSTEES SHALL BE AUTHORIZED TO CHARGE TUITION RATES FOR RESIDENT UNDERGRADUATE STUDENTS IN ACCORDANCE WITH SUBPARAGRAPH TEN OF THIS PARAGRAPH PROVIDED HOWEVER THAT IF THE ANNUAL RESIDENT UNDERGRADUATE RATE OF TUITION WOULD EXCEED FIVE THOUSAND DOLLARS, THEN A TUITION CREDIT FOR EACH ELIGIBLE STUDENT, AS DETERMINED AND CALCULATED BY THE NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION PURSUANT TO SECTION SIX HUNDRED EIGHTY-NINE-A OR SIX HUNDRED EIGHTY-NINE-B OF THIS TITLE, SHALL BE APPLIED TOWARD THE TUITION CHARGED FOR EACH SEMESTER, QUARTER OR TERM OF STUDY. TUITION FOR EACH SEMESTER, QUARTER OR TERM OF STUDY SHALL NOT BE DUE FOR ANY STUDENT ELIGIBLE TO RECEIVE SUCH TUITION CREDIT UNTIL THE TUITION CREDIT IS CALCULATED AND APPLIED AGAINST THE TUITION CHARGED FOR THE CORRESPONDING SEMESTER, QUARTER OR TERM.

S 3. Subdivision 8-b of section 355 of the education law is REPEALED.

S 4. The education law is amended by adding two new sections 689-a and 689-b to read as follows:

S 689-A. TUITION CREDITS. 1. THE NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION SHALL CALCULATE A TUITION CREDIT FOR EACH RESIDENT UNDERGRADUATE STUDENT WHO HAS FILED AN APPLICATION WITH SUCH CORPORATION FOR A TUITION ASSISTANCE PROGRAM AWARD PURSUANT TO SECTION SIX HUNDRED SIXTY-SEVEN OF THIS ARTICLE, AND IS DETERMINED TO BE ELIGIBLE TO RECEIVE SUCH AWARD, AND IS ALSO ENROLLED IN A PROGRAM OF UNDERGRADUATE STUDY AT A STATE OPERATED OR SENIOR COLLEGE OF THE STATE UNIVERSITY OF NEW YORK OR THE CITY UNIVERSITY OF NEW YORK WHERE THE ANNUAL RESIDENT UNDERGRADUATE TUITION RATE WILL EXCEED FIVE THOUSAND DOLLARS. SUCH TUITION CREDIT SHALL BE CALCULATED FOR EACH SEMESTER, QUARTER OR TERM OF STUDY THAT TUITION IS CHARGED AND TUITION FOR THE CORRESPONDING SEMESTER, QUARTER OR TERM SHALL NOT BE DUE FOR ANY STUDENT ELIGIBLE TO RECEIVE SUCH TUITION CREDIT UNTIL SUCH CREDIT IS CALCULATED, THE STUDENT AND SCHOOL WHERE THE STUDENT IS ENROLLED IS NOTIFIED OF THE TUITION CREDIT AMOUNT, AND SUCH TUITION CREDIT IS APPLIED TOWARD THE TUITION CHARGED.

2. EACH TUITION CREDIT PURSUANT TO THIS SECTION SHALL BE AN AMOUNT EQUAL TO THE PRODUCT OF THE TOTAL ANNUAL RESIDENT UNDERGRADUATE TUITION RATE MINUS FIVE THOUSAND DOLLARS THEN MULTIPLIED BY AN AMOUNT EQUAL TO THE PRODUCT OF THE TOTAL ANNUAL AWARD FOR THE STUDENT PURSUANT TO SECTION SIX HUNDRED SIXTY-SEVEN OF THIS ARTICLE DIVIDED BY AN AMOUNT EQUAL TO THE MAXIMUM AMOUNT THE STUDENT QUALIFIES TO RECEIVE PURSUANT TO CLAUSE (A) OF SUBPARAGRAPH (I) OF PARAGRAPH A OF SUBDIVISION THREE OF SECTION SIX HUNDRED SIXTY-SEVEN OF THIS ARTICLE.

S 689-B. ALTERNATIVE TUITION CREDIT. AN ALTERNATIVE TUITION CREDIT SHALL BE AVAILABLE UNDER THIS SECTION TO ELIGIBLE UNDERGRADUATE STUDENTS ENROLLED IN A PROGRAM OF UNDERGRADUATE STUDY AT A STATE OPERATED OR

SENIOR COLLEGE OF THE STATE UNIVERSITY OF NEW YORK OR THE CITY UNIVERSITY OF NEW YORK WHERE THE ANNUAL RESIDENT UNDERGRADUATE TUITION RATE WILL EXCEED FIVE THOUSAND DOLLARS. THE NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION SHALL ACCEPT APPLICATIONS AND DETERMINE ELIGIBILITY FOR SUCH CREDIT BASED UPON THE CRITERIA ESTABLISHED UNDER SECTION SIX HUNDRED SIXTY-SEVEN OF THIS ARTICLE; PROVIDED, HOWEVER, THAT STUDENTS WHOSE NET TAXABLE INCOME IS EIGHTY THOUSAND DOLLARS OR MORE, BUT LESS THAN ONE HUNDRED THOUSAND DOLLARS SHALL BE ELIGIBLE TO RECEIVE THE TUITION CREDIT UNDER THIS SECTION. SUCH TUITION CREDIT SHALL BE ONE HUNDRED TWENTY-FIVE DOLLARS FOR EACH SEMESTER, QUARTER OR TERM OF STUDY THAT TUITION IS CHARGED AND TUITION FOR THE CORRESPONDING SEMESTER, QUARTER OR TERM SHALL NOT BE DUE FOR ANY STUDENT ELIGIBLE TO RECEIVE SUCH TUITION CREDIT UNTIL SUCH CREDIT IS CALCULATED, THE STUDENT AND SCHOOL WHERE THE STUDENT IS ENROLLED IS NOTIFIED OF THE TUITION CREDIT AMOUNT, AND SUCH TUITION CREDIT IS APPLIED TOWARD THE TUITION CHARGED.

S 5. Subdivision 7 of section 6206 of the education law is amended by adding two new paragraphs (d) and (e) to read as follows:

(D) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, AND SUBJECT TO THE REQUIREMENTS AS SET FORTH IN PARAGRAPH (E) OF THIS SUBDIVISION, THE CITY UNIVERSITY BOARD OF TRUSTEES SHALL BE AUTHORIZED TO INCREASE THE RESIDENT UNDERGRADUATE RATE OF TUITION UP TO A MAXIMUM OF THE FOLLOWING AMOUNTS:

(I) FOR THE ACADEMIC YEAR TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE, TWO HUNDRED FIFTY DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE BOARD OF TRUSTEES IN THE PRECEDING ACADEMIC YEAR;

(II) FOR THE ACADEMIC YEAR TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN, TWO HUNDRED DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE BOARD OF TRUSTEES IN THE PRECEDING ACADEMIC YEAR;

(III) FOR THE ACADEMIC YEAR TWO THOUSAND THIRTEEN--TWO THOUSAND FOURTEEN, TWO HUNDRED DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE BOARD OF TRUSTEES IN THE PRECEDING ACADEMIC YEAR;

(IV) FOR THE ACADEMIC YEAR TWO THOUSAND FOURTEEN--TWO THOUSAND FIFTEEN, ONE HUNDRED FIFTY DOLLARS OVER THE RESIDENT UNDERGRADUATE RATE OF TUITION MOST RECENTLY AUTHORIZED BY THE BOARD OF TRUSTEES IN THE PRECEDING ACADEMIC YEAR; AND

(V) FOR THE ACADEMIC YEAR BEGINNING IN TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE AND THEREAFTER, THE CITY UNIVERSITY TRUSTEES MAY AUTHORIZE SUCH SENIOR COLLEGES OF THE UNIVERSITY AS THE CHANCELLOR MAY RECOMMEND TO CHARGE A SCIENCE, TECHNOLOGY, ENGINEERING AND MATH FEE, TO BE KNOWN AS A STEM PLUS FEE, TO THOSE STUDENTS WHO HAVE DECLARED MAJORS IN SUCH SUBJECT AREAS AND TO THOSE STUDENTS WHO HAVE DECLARED MAJORS IN ACADEMIC MEDICINE. SUCH FEES SHALL BE INCLUDED IN THE DEFINITION OF TUITION FOR PURPOSES OF SECTION SIX HUNDRED SIXTY-SEVEN OF THIS CHAPTER; AND

(VI) EACH CUNY CAMPUS SHALL EXAMINE POLICIES AND PROCEDURES AND IMPLEMENT COST SAVING MEASURES FOR THE DURATION OF THE FOUR YEAR TUITION PLAN AND SHALL INCREASE FUND RAISING EFFORTS TO PROMOTE FISCAL STABILITY. FURTHER, THE TRUSTEES SHALL PERIODICALLY REVIEW THEIR PATENT POLICIES TO ENSURE COMPETITIVENESS, AND SHALL ANNUALLY REPORT ON HOW THE REVENUE GENERATED BY THIS PARAGRAPH HAS HELPED RETAIN AND GROWN FULL-TIME FACULTY AND INCREASE PROGRAM AVAILABILITY.

PROVIDED THAT THE BOARD OF TRUSTEES SHALL NOT ADOPT CHANGES IN TUITION CHARGES PRIOR TO THE ENACTMENT OF THE ANNUAL BUDGET.

(E) THE CITY UNIVERSITY BOARD OF TRUSTEES SHALL BE AUTHORIZED TO CHARGE TUITION RATES FOR RESIDENT UNDERGRADUATE STUDENTS IN ACCORDANCE WITH PARAGRAPH (D) OF THIS SUBDIVISION PROVIDED HOWEVER THAT IF THE ANNUAL RESIDENT UNDERGRADUATE RATE OF TUITION WOULD EXCEED FIVE THOUSAND DOLLARS, THEN A TUITION CREDIT FOR EACH ELIGIBLE STUDENT, AS DETERMINED AND CALCULATED BY THE NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION PURSUANT TO SECTION SIX HUNDRED EIGHTY-NINE-A OR SIX HUNDRED EIGHTY-NINE-B OF THIS CHAPTER, SHALL BE APPLIED TOWARD THE TUITION CHARGED FOR EACH SEMESTER, QUARTER OR TERM OF STUDY. TUITION FOR EACH SEMESTER, QUARTER OR TERM OF STUDY SHALL NOT BE DUE FOR ANY STUDENT ELIGIBLE TO RECEIVE SUCH TUITION CREDIT UNTIL THE TUITION CREDIT IS CALCULATED AND APPLIED AGAINST THE TUITION CHARGED FOR THE CORRESPONDING SEMESTER, QUARTER OR TERM.

S 6. Subdivision 7 of section 6206 of the education law is amended by adding a new paragraph (f) to read as follows:

(F) TUITION REVENUE SHALL BE USED SOLELY FOR THE EXPENSES OF THE CITY UNIVERSITY IN CARRYING OUT ITS OBJECTIVES AND PURPOSES AND SHALL NOT BE USED TO OFF-SET OR REDUCE APPROPRIATIONS BY THE STATE IN SUPPORT OF THE OPERATIONS OF THE CITY UNIVERSITY. THE STATE SHALL APPROPRIATE ANNUALLY AND MAKE AVAILABLE GENERAL FUND OPERATING SUPPORT FOR THE CITY UNIVERSITY IN AN AMOUNT NOT LESS THAN THE AMOUNT APPROPRIATED AND MADE AVAILABLE TO THE CITY UNIVERSITY IN STATE FISCAL YEAR TWO THOUSAND ELEVEN--TWO THOUSAND TWELVE. BEGINNING IN STATE FISCAL YEAR TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN, SUCH GENERAL FUND OPERATING SUPPORT SHALL BE ADJUSTED BY AMOUNTS TO FULLY SUPPORT COST INCREASES RELATED TO CONTRACTUAL AND COLLECTIVELY BARGAINED SALARY INCREASES, ENERGY-RELATED COSTS AND ENROLLMENT-RELATED COST INCREASES; PROVIDED, HOWEVER, THAT IN ANY STATE FISCAL YEAR WHEN PERSONAL INCOME TAX RECEIPTS DECLINE FROM PERSONAL INCOME TAX RECEIPTS IN THE PREVIOUS STATE FISCAL YEAR, GENERAL FUND OPERATING SUPPORT MADE AVAILABLE TO THE CITY UNIVERSITY MAY BE REDUCED BY NO MORE THAN THE SAME PROPORTION AS PERSONAL INCOME TAX RECEIPTS HAVE DECLINED.

S 7. Paragraph 4-a of subdivision A of section 6221 of the education law is REPEALED.

S 8. The state finance law is amended by adding a new section 99-u to read as follows:

S 99-U. STATE UNIVERSITY OF NEW YORK AGENCY TRUST FUND. 1. THERE IS HEREBY ESTABLISHED IN THE JOINT CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND FINANCE A FIDUCIARY FUND TO BE KNOWN AS THE "STATE UNIVERSITY OF NEW YORK AGENCY TRUST FUND".

2. THE STATE UNIVERSITY OF NEW YORK AGENCY TRUST FUND SHALL CONSIST OF ALL MONIES APPROPRIATED AND MADE AVAILABLE TO THE STATE UNIVERSITY IN GENERAL FUND OPERATING SUPPORT AND TUITION REVENUE APPROPRIATED AND MADE AVAILABLE FROM SPECIAL REVENUE FUNDS.

3. THE STATE COMPTROLLER IS AUTHORIZED AND DIRECTED TO TRANSFER ANNUALLY, FROM THE GENERAL FUND AND SPECIAL REVENUE FUNDS TO THE STATE UNIVERSITY OF NEW YORK AGENCY TRUST FUND, GENERAL FUND OPERATING SUPPORT AND TUITION REVENUE APPROPRIATED AND MADE AVAILABLE TO THE STATE UNIVERSITY IN ACCORDANCE WITH THE PROVISIONS OF SUBPARAGRAPH FOUR OF PARAGRAPH H OF SUBDIVISION TWO OF SECTION THREE HUNDRED FIFTY-FIVE OF THE EDUCATION LAW.

4. MONIES IN THE STATE UNIVERSITY OF NEW YORK AGENCY TRUST FUND SHALL BE EXPENDED SOLELY FOR THE EXPENSES OF THE STATE UNIVERSITY IN CARRYING OUT ITS OBJECTIVES AND PURPOSES. THE PROVISIONS OF SECTION FORTY-NINE OF THIS CHAPTER AND ANY OTHER LAW NOTWITHSTANDING, MONIES IN THE STATE

UNIVERSITY OF NEW YORK AGENCY TRUST FUND SHALL NOT BE IMPOUNDED NOR TRANSFERRED OR OTHERWISE MADE AVAILABLE FOR OTHER PURPOSES.

S 9. Section 359 of the education law is amended by adding a new subdivision 5 to read as follows:

5. THE STATE UNIVERSITY TRUSTEES SHALL CONDUCT A STUDY REGARDING THE EFFECTIVENESS AND FUNCTIONALITY OF THE NEW YORK STATE TUITION ASSISTANCE PROGRAM, WHICH SHALL CONSIDER A VARIETY OF FACTORS INCLUDING, BUT NOT LIMITED TO, THE COSTS ASSOCIATED WITH PURSUING A DEGREE IN UNDERGRADUATE STUDY, CURRENT TUITION ASSISTANCE PROGRAM THRESHOLDS AND AWARD LEVELS, CURRENT ELIGIBILITY CRITERIA TO QUALIFY FOR AN AWARD UNDER THE TUITION ASSISTANCE PROGRAM, AND ANY OTHER INFORMATION THE TRUSTEES DETERMINE TO BE RELEVANT. THE STUDY SHALL ALSO INCLUDE RECOMMENDATIONS TO IMPROVE THE TUITION ASSISTANCE PROGRAM TO BETTER MEET THE FUTURE FINANCIAL AID NEEDS OF STUDENTS WHO RESIDE IN NEW YORK STATE AND TO ENSURE CONTINUED ACCESS AND AFFORDABILITY OF THE STATE UNIVERSITY OF NEW YORK. THE STUDY SHALL BE SUBMITTED TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE DIRECTOR OF THE DIVISION OF THE BUDGET, THE SENATE FINANCE COMMITTEE, THE ASSEMBLY WAYS AND MEANS COMMITTEE AND THE HIGHER EDUCATION COMMITTEES OF THE LEGISLATURE ON OR BEFORE OCTOBER FIRST, TWO THOUSAND THIRTEEN.

S 10. Section 6206 of the education law is amended by adding a new subdivision 17 to read as follows:

17. THE CITY UNIVERSITY TRUSTEES SHALL CONDUCT A STUDY REGARDING THE EFFECTIVENESS AND FUNCTIONALITY OF THE NEW YORK STATE TUITION ASSISTANCE PROGRAM, WHICH SHALL CONSIDER A VARIETY OF FACTORS INCLUDING, BUT NOT LIMITED TO, THE COSTS ASSOCIATED WITH PURSUING A DEGREE IN UNDERGRADUATE STUDY, CURRENT TUITION ASSISTANCE PROGRAM THRESHOLDS AND AWARD LEVELS, CURRENT ELIGIBILITY CRITERIA TO QUALIFY FOR AN AWARD UNDER THE TUITION ASSISTANCE PROGRAM AND ANY OTHER INFORMATION THE TRUSTEES DETERMINE TO BE RELEVANT. THE STUDY SHALL ALSO INCLUDE RECOMMENDATIONS TO IMPROVE THE TUITION ASSISTANCE PROGRAM TO BETTER MEET THE FUTURE FINANCIAL AID NEEDS OF STUDENTS WHO RESIDE IN NEW YORK STATE AND TO ENSURE CONTINUED ACCESS AND AFFORDABILITY OF THE STATE UNIVERSITY OF NEW YORK. THE STUDY SHALL BE SUBMITTED TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE DIRECTOR OF THE DIVISION OF THE BUDGET, THE SENATE FINANCE COMMITTEE, THE ASSEMBLY WAYS AND MEANS COMMITTEE AND THE HIGHER EDUCATION COMMITTEES OF THE LEGISLATURE ON OR BEFORE OCTOBER FIRST, TWO THOUSAND THIRTEEN.

S 11. This act shall take effect immediately and shall expire and be deemed repealed June 30, 2015.