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

9323

I N A S S E M B L Y

April 9, 2014

Introduced by M. of A. LALOR -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to authorizing counties, municipalities and school districts to withdraw sponsorship of a community college

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 section 6304-b to read as follows:

S 6304-B. WITHDRAWAL OF SPONSORSHIP. 1. NOTWITHSTANDING THE PROVISIONS OF SECTION SIXTY-THREE HUNDRED FOUR OF THIS ARTICLE, A COUNTY, OTHER MUNICIPALITY OR SCHOOL DISTRICT THAT IS A LOCAL SPONSOR OF A COMMUNITY COLLEGE MAY WITHDRAW AS THE SPONSOR OF A COMMUNITY COLLEGE.

2. A COUNTY OR OTHER MUNICIPALITY, ACTING BY AND THROUGH ITS GOVERNING BODY, OR SCHOOL DISTRICT ACTING THROUGH ITS BOARD, MAY ENACT A LOCAL LAW, ORDINANCE OR RESOLUTION APPROVING ITS WITHDRAWAL AS A LOCAL SPONSOR OF A COMMUNITY COLLEGE. SUCH LOCAL LAW, ORDINANCE OR RESOLUTION MUST PASS BY THE VOTE OF A SIMPLE MAJORITY AND SHALL BE SIGNED BY THE COUNTY EXECUTIVE OR THE SUPERINTENDENT OF THE SCHOOL BOARD, AS APPLICABLE. NO SUCH LAW, ORDINANCE OR RESOLUTION SHALL BE DEEMED TO TAKE EFFECT UNTIL IT SHALL HAVE BEEN FILED WITH THE CLERK OF THE COUNTY OR MUNICIPALITY IN WHICH THE COMMUNITY COLLEGE IS LOCATED.

3. ANY WITHDRAWAL APPROVED PURSUANT TO THE PROVISIONS OF THIS SECTION SHALL NOT BE EFFECTIVE UNTIL AT LEAST ONE YEAR AFTER THE WITHDRAWAL IS APPROVED. THE MUNICIPALITY WILL REMAIN AS THE SPONSOR UNTIL THE EFFECTIVE DATE OF THE WITHDRAWAL.

4. IN THE EVENT THAT A COUNTY, OTHER MUNICIPALITY OR SCHOOL DISTRICT WITHDRAWS AS A LOCAL SPONSOR, THE COMMUNITY COLLEGE SHALL BE INCORPORATED INTO THE STATE UNIVERSITY SYSTEM ON THE SAME TERMS AS A FOUR YEAR STATE UNIVERSITY FACILITY AND THE STATE SHALL SPONSOR THE COMMUNITY COLLEGE. THE WITHDRAWING COUNTY, OTHER MUNICIPALITY OR SCHOOL DISTRICT SHALL NO LONGER HAVE ANY MAINTENANCE OF SUPPORT REQUIREMENT AND SHALL NOT BE ENTITLED TO APPOINT MEMBERS TO THE BOARD OF TRUSTEES OF THE COLLEGE.

S 2. This act shall take effect immediately.

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

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