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

2835--A

2013-2014 Regular Sessions

I N S E N A T E

January 24, 2013

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education -- recommitted to the Committee on Higher Education in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to establishing an appeals process for students denied the state resident tuition rate at a public college or university

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

Section 1. Section 355 of the education law is amended by adding a new subdivision 20 to read as follows:

20. THE STATE UNIVERSITY TRUSTEES SHALL REQUIRE THAT EACH INSTITUTION OF THE STATE UNIVERSITY ESTABLISH AN APPEALS PROCESS FOR ANY STUDENT, REGARDLESS OF HIS OR HER IMMIGRATION STATUS, WHO HAS BEEN DENIED THE STATE RESIDENT TUITION RATE FOR ATTENDING SUCH INSTITUTION. EACH INSTITUTION SHALL ESTABLISH A REASONABLE TIME PERIOD FOR THE FILING OF AN APPEAL AFTER A PROSPECTIVE STUDENT HAS RECEIVED WRITTEN NOTIFICATION OF A DENIAL OF THE STATE RESIDENT TUITION RATE AND A REASONABLE TIME PERIOD FOR THE INSTITUTION TO RESPOND TO SUCH AN APPEAL. INFORMATION ON THE RIGHT TO SUCH APPEAL AND SUCH APPEALS PROCESS SHALL BE POSTED ON THE INSTITUTION'S WEBSITE.

S 2. Section 6206 of the education law is amended by adding a new subdivision 18 to read as follows:

18. THE BOARD OF TRUSTEES SHALL REQUIRE THAT EACH INSTITUTION OF THE CITY UNIVERSITY ESTABLISH AN APPEALS PROCESS FOR ANY STUDENT, REGARDLESS OF HIS OR HER IMMIGRATION STATUS, WHO HAS BEEN DENIED THE STATE RESIDENT TUITION RATE FOR ATTENDING SUCH INSTITUTION. EACH INSTITUTION SHALL ESTABLISH A REASONABLE TIME PERIOD FOR THE FILING OF AN APPEAL AFTER A PROSPECTIVE STUDENT HAS RECEIVED WRITTEN NOTIFICATION OF A DENIAL OF THE STATE RESIDENT TUITION RATE AND A REASONABLE TIME PERIOD FOR THE INSTI-

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

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TUTION TO RESPOND TO SUCH AN APPEAL. INFORMATION ON THE RIGHT TO SUCH APPEAL AND SUCH APPEALS PROCESS SHALL BE POSTED ON THE INSTITUTION'S WEBSITE.

S 3. Section 6306 of the education law is amended by adding a new subdivision 10 to read as follows:

10. THE BOARD OF TRUSTEES OF EACH COMMUNITY COLLEGE SHALL ESTABLISH AN APPEALS PROCESS FOR ANY STUDENT, REGARDLESS OF HIS OR HER IMMIGRATION STATUS, WHO HAS BEEN DENIED THE STATE RESIDENT TUITION RATE FOR ATTENDING SUCH COMMUNITY COLLEGE. THE BOARD OF TRUSTEES OF EACH COMMUNITY COLLEGE SHALL ESTABLISH A REASONABLE TIME PERIOD FOR THE FILING OF AN APPEAL AFTER A PROSPECTIVE STUDENT HAS RECEIVED WRITTEN NOTIFICATION OF A DENIAL OF THE STATE RESIDENT TUITION RATE AND A REASONABLE TIME PERIOD FOR THE COMMUNITY COLLEGE TO RESPOND TO SUCH AN APPEAL. INFORMATION ON THE RIGHT TO SUCH APPEAL AND SUCH APPEALS PROCESS SHALL BE POSTED ON THE COMMUNITY COLLEGE'S WEBSITE.

S 4. This act shall take effect on the sixtieth day after it shall have become a law.