

9323

I N   A S S E M B L Y

April 9, 2014

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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 ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. The education law is amended by adding a new section 6304-b  
2     to read as follows:

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

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

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

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

28    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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