

3625

2015-2016 Regular Sessions

I N A S S E M B L Y

January 27, 2015

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

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

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1 SHALL NO LONGER HAVE ANY MAINTENANCE OF SUPPORT REQUIREMENT AND SHALL
2 NOT BE ENTITLED TO APPOINT MEMBERS TO THE BOARD OF TRUSTEES OF THE
3 COLLEGE.
4 S 2. This act shall take effect immediately.