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

7726

I N S E N A T E

May 12, 2016

Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to allowing eligible non-resident undergraduate students to pay separate tuition rates for attendance at certain institutions; 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. Paragraph h of subdivision 2 of section 355 of the education law is amended by adding a new subparagraph 4-a to read as follows:

(4-A) COMMENCING WITH THE TWO THOUSAND SEVENTEEN--TWO THOUSAND EIGHTEEN ACADEMIC YEAR AND ENDING IN THE TWO THOUSAND TWENTY-ONE--TWO THOUSAND TWENTY-TWO ACADEMIC YEAR, THE BOARD OF TRUSTEES OF THE STATE UNIVERSITY MAY DESIGNATE FREDONIA, ALFRED STATE, PLATTSBURGH, POTSDAM, AND CANTON FOR PARTICIPATION IN A PROGRAM ALLOWING ELIGIBLE NON-RESIDENT UNDERGRADUATE STUDENTS TO PAY SEPARATE TUITION RATES FOR ATTENDANCE AT THOSE SELECTED INSTITUTIONS. SUCH INSTITUTIONS IN THIS PROGRAM SHALL CONSIDER OUT-OF-STATE COMPETITION, CURRENT OR PROJECTED LEVELS OF HIGH SCHOOL GRADUATES WITHIN AN INSTITUTION'S RECRUITMENT REGION, AND ENROLLMENT CAPACITY AND PHYSICAL LOCATION OF THESE INSTITUTIONS, IF SUCH INSTITUTION PARTICIPATES IN THE PROGRAM. THE BOARD OF TRUSTEES OF THE STATE UNIVERSITY IS FURTHER AUTHORIZED TO SET SUCH SEPARATE TUITION RATES, WHICH SHALL NOT BE SET BELOW AN AMOUNT EQUAL TO ONE AND ONE-HALF TIMES THE IN-STATE TUITION RATE AT THE DESIGNATED INSTITUTION. SUCH SEPARATE TUITION RATES MAY BE OFFERED ONLY TO ELIGIBLE NON-RESIDENT STUDENTS, THE TOTAL OF WHICH SHALL NOT EXCEED TEN PERCENT OF ENROLLMENT AT EACH DESIGNATED INSTITUTION. RESIDENTS FROM THE STATES OF CONNECTICUT, MASSACHUSETTS, NEW JERSEY, OHIO, PENNSYLVANIA AND VERMONT, AND THE CANADIAN PROVINCES OF ONTARIO AND QUEBEC MAY BE ELIGIBLE FOR SEPARATE TUITION RATES AT THE DESIGNATED STATE-OPERATED INSTITUTIONS. EACH STATE-OPERATED INSTITUTION THAT IS SELECTED FOR PARTICIPATION IN THIS PROGRAM SHALL REPORT ANNUALLY TO THE BOARD OF TRUSTEES OF THE STATE UNIVERSITY ON THE IMPACT OF THIS PROGRAM.

S 2. This act shall take effect immediately; and shall expire and be deemed repealed June 1, 2022.

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

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