

# STATE OF NEW YORK

---

2228

2017-2018 Regular Sessions

## IN SENATE

January 12, 2017

---

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the education law, in relation to opportunity for graduate education, and making an appropriation therefor

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The education law is amended by adding a new section 6457  
2 to read as follows:

3 § 6457. Opportunity for graduate education. 1. To advance the cause of  
4 educational opportunity in graduate education, the commissioner may  
5 contract with three public or independent institutions of higher educa-  
6 tion for the support of special summer programs established to increase  
7 the number of economically and educationally disadvantaged undergraduate  
8 students who are prepared for admission to educational programs beyond  
9 the baccalaureate degree. In order to be eligible to attend a special  
10 summer program, a student shall have completed the first year of an  
11 undergraduate educational program as a participant in one of the  
12 programs for educationally and economically disadvantaged students  
13 established pursuant to section sixty-four hundred fifty-one or sixty-  
14 four hundred fifty-two of this article. A student who attended a special  
15 summer program upon completion of the first year of an undergraduate  
16 educational program shall also be eligible to attend such program upon  
17 completion of the second year of an undergraduate educational program. A  
18 student who has completed the third or fourth year of an undergraduate  
19 educational program shall be eligible to attend a special summer  
20 program. Eligible students shall be selected in equal numbers from  
21 students participating in the opportunity programs of independent insti-  
22 tutions of higher education, the state university of New York and the  
23 city university of New York, respectively. Enrollment in such programs  
24 shall not exceed levels determined by the commissioner, with the  
25 approval of the director of the budget.

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

LBD07321-01-7

1 2. To qualify for state assistance pursuant to this section, an insti-  
2 tution of higher education must be a college or university incorporated  
3 by the regents or by the legislature and must maintain one or more  
4 earned degree programs culminating in a baccalaureate degree.

5 3. Moneys made available to institutions through contracts shall be  
6 spent only for the following purposes:

7 a. Personal and career counseling for enrolled students;

8 b. Diagnostic and prescriptive testing for such students;

9 c. Instruction in subject matter and laboratory work;

10 d. Tutoring of enrolled students;

11 e. Financial assistance for enrolled students in such amount as is  
12 determined by the commissioner;

13 f. Administration of the program, including planning and evaluation,  
14 within the limitations established by the commissioner.

15 4. Each program shall be operated for a period of eight weeks, between  
16 the first day of July and the first day of September of each year. An  
17 institution of higher education selected by the commissioner to provide  
18 a special summer program shall offer a program in health and biological  
19 sciences; law and business; or social sciences and the humanities, as  
20 determined by the commissioner.

21 5. Institutions applying for contracts pursuant to this section shall  
22 submit to the commissioner such reports or other information as he shall  
23 require. The commissioner shall consider such information in determin-  
24 ing whether to enter into a contract with any institution. The commis-  
25 sioner may promulgate regulations necessary for the implementation of  
26 these programs.

27 6. Contracts made pursuant to this section shall be subject to the  
28 approval of the director of the budget.

29 7. The commissioner shall prepare an annual report of the activities  
30 of institutions which received state funds pursuant to this section in  
31 the fiscal year, concerning, but not limited to, the effectiveness of  
32 the programs contracted for, the number of students served, the costs of  
33 the programs, and future plans therefor, and shall transmit such report  
34 to the governor and the legislature on or before November first next  
35 following the completion of such year's summer programs.

36 § 2. The sum of seven hundred eleven thousand two hundred dollars  
37 (\$711,200), or so much thereof as may be necessary, is hereby appropri-  
38 ated to the department of education out of any moneys in the state trea-  
39 sury in the general fund to the credit of the state purposes account,  
40 not otherwise appropriated, for its expenses, including personal  
41 service, maintenance and operation, in carrying out the provisions of  
42 this act. Such moneys shall be payable on the audit and warrant of the  
43 comptroller on vouchers certified or approved by the department of  
44 education in the manner prescribed by law.

45 § 3. This act shall take effect on the first of April next succeeding  
46 the date on which it shall have become a law.