

# STATE OF NEW YORK

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376

2017-2018 Regular Sessions

## IN SENATE

(Prefiled)

January 4, 2017

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Introduced by Sen. ORTT -- 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 extending certain benefits to active volunteer firefighters and active volunteer ambulance workers

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

1 Section 1. Subparagraph 1 of paragraph h of subdivision 2 of section  
2 355 of the education law, as separately amended by chapters 552 and 616  
3 of the laws of 1985, is amended to read as follows:

4 (1) Notwithstanding the provisions of any other general, special or  
5 local law, rule or regulation, such regulations may permit persons sixty  
6 years of age or over, or residents who serve as active volunteer fire-  
7 fighters as defined in subdivision one of section two hundred fifteen of  
8 the general municipal law, or as active volunteer ambulance workers as  
9 defined in subdivision fourteen of section two hundred nineteen-k of the  
10 general municipal law to audit courses given therein without tuition,  
11 examination, grading or credit therefor upon a space available basis, as  
12 determined by the president of each such institution, provided that such  
13 audit attendance does not deny course attendance at a state-operated  
14 institution by an individual who is otherwise qualified under the regu-  
15 lations promulgated pursuant to this section. The board of trustees of  
16 the state university may prescribe regulations to authorize the granting  
17 of course credit for successful completion of an audited course by an  
18 active volunteer firefighter or an active volunteer ambulance worker.  
19 Pursuant to such regulations, each such institution may, as determined  
20 by its president, award credit for successful completion of such an  
21 audited course by an active volunteer firefighter or an active volunteer  
22 ambulance worker that is currently enrolled as a full-time or part-time

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

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1 student in such institution or that later becomes enrolled as a full-  
2 time or part-time student in such institution.

3 § 2. Subdivision 5 of section 6303 of the education law, as amended by  
4 chapter 552 of the laws of 1984, is amended to read as follows:

5 5. Notwithstanding the provisions of any other general, special or  
6 local law, rule or regulation, community colleges may permit persons  
7 sixty years of age or over, or residents who serve as active volunteer  
8 firefighters as defined in subdivision one of section two hundred  
9 fifteen of the general municipal law, or as active volunteer ambulance  
10 workers as defined in subdivision fourteen of section two hundred nine-  
11 teen-k of the general municipal law to audit courses given therein with-  
12 out tuition, examination, grading or credit therefor upon a space avail-  
13 able basis, subject to the provisions of section sixty-three hundred  
14 four of this [~~chapter~~] article, as determined by the president of each  
15 such institution, provided that such audit attendance does not deny  
16 course attendance at a community college by an individual who is other-  
17 wise qualified under the regulations and the provisions of section  
18 sixty-three hundred four of this [~~chapter~~] article. The board of trus-  
19 tees of the state university may prescribe regulations to authorize the  
20 granting of course credit for successful completion of an audited course  
21 by an active volunteer firefighter or an active volunteer ambulance  
22 worker. Pursuant to such regulations, each such institution may, as  
23 determined by its president, award credit for successful completion of  
24 such an audited course by an active volunteer firefighter or an active  
25 volunteer ambulance worker that is currently enrolled as a full-time or  
26 part-time student in such institution or that later becomes enrolled as  
27 a full-time or part-time student in such institution. The provisions of  
28 this paragraph shall not affect any state aid to community colleges  
29 granted pursuant to this article [~~one hundred twenty-six of this chap-~~  
30 ~~ter~~].

31 § 3. This act shall take effect on the ninetieth day after it shall  
32 have become a law.