

# STATE OF NEW YORK

9729

## IN ASSEMBLY

March 28, 2022

Introduced by M. of A. MAMDANI -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to establishing an appeals process for students denied the state resident tuition rate at a public college or university

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

1 Section 1. Section 355 of the education law is amended by adding a new  
2 subdivision 22 to read as follows:

3 22. The state university trustees shall require that each institution  
4 of the state university establish an appeals process for any student,  
5 regardless of his or her immigration status, who has been denied the  
6 state resident tuition rate for attending such institution. Each insti-  
7 tution shall establish a reasonable time period for the filing of an  
8 appeal after a prospective student has received written notification of  
9 a denial of the state resident tuition rate and a reasonable time period  
10 for the institution to respond to such an appeal. Information on the  
11 right to such appeal and such appeals process shall be posted on the  
12 institution's website.

13 § 2. Section 6206 of the education law is amended by adding a new  
14 subdivision 22 to read as follows:

15 22. The board of trustees shall require that each institution of the  
16 city university establish an appeals process for any student, regardless  
17 of his or her immigration status, who has been denied the state resident  
18 tuition rate for attending such institution. Each institution shall  
19 establish a reasonable time period for the filing of an appeal after a  
20 prospective student has received written notification of a denial of the  
21 state resident tuition rate and a reasonable time period for the insti-  
22 tution to respond to such an appeal. Information on the right to such  
23 appeal and such appeals process shall be posted on the institution's  
24 website.

25 § 3. Section 6306 of the education law is amended by adding a new  
26 subdivision 12 to read as follows:

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

LBD00312-04-2

1 12. The board of trustees of each community college shall establish an  
2 appeals process for any student, regardless of his or her immigration  
3 status, who has been denied the state resident tuition rate for attend-  
4 ing such community college. The board of trustees of each community  
5 college shall establish a reasonable time period for the filing of an  
6 appeal after a prospective student has received written notification of  
7 a denial of the state resident tuition rate and a reasonable time period  
8 for the community college to respond to such an appeal. Information on  
9 the right to such appeal and such appeals process shall be posted on the  
10 community college's website.

11 § 4. This act shall take effect on the sixtieth day after it shall  
12 have become a law.