

STATE OF NEW YORK

4219

2021-2022 Regular Sessions

IN SENATE

February 3, 2021

Introduced by Sens. STAVISKY, ADDABBO, KRUEGER -- 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 state appropriations to the state university of New York and the city university of New York

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

1 Section 1. Clause (vi) of subparagraph 4 of paragraph h of subdivision
2 2 of section 355 of the education law, as amended by section 1 of part
3 JJJ of chapter 59 of the laws of 2017, is amended to read as follows:

4 (vi) Beginning in state fiscal year two thousand twenty-two--two thou-
5 sand twenty-three and thereafter, the state shall appropriate and make
6 available general fund operating support and fringe benefits, for the
7 state university and the state university health science centers in an
8 amount not less than the amounts separately appropriated and made avail-
9 able in the prior state fiscal year; provided, further, the state shall
10 appropriate and make available general fund operating support to cover
11 all mandatory costs of the state university and the state university
12 health science centers, which shall include, but not be limited to,
13 collective bargaining costs including salary increments, fringe bene-
14 fits, and other non-personal service costs such as utility costs, build-
15 ing rentals and other inflationary expenses incurred by the state
16 university and the state university health science centers, and any
17 increase in the tuition credit pursuant to section six hundred eighty-
18 nine-a of this title as tuition increases are enacted by the board of
19 trustees of the state university; provided, however, that if the gover-
20 nor declares a fiscal emergency, and communicates such emergency to the
21 temporary president of the senate and the speaker of the assembly, state
22 support for operating expenses at the state university and city univer-
23 sity may be reduced in a manner proportionate to one another, and the

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

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1 aforementioned provisions shall not apply; provided further, the state
2 shall appropriate and make available general fund support to fully fund
3 the tuition credit pursuant to subdivision two of section six hundred
4 sixty-nine-h of this title.

5 (vii) For the state university fiscal years commencing two thousand
6 eleven--two thousand twelve and ending two thousand fifteen--two thou-
7 sand sixteen, each university center may set aside a portion of its
8 tuition revenues derived from tuition increases to provide increased
9 financial aid for New York state resident undergraduate students whose
10 net taxable income is eighty thousand dollars or more subject to the
11 approval of a NY-SUNY 2020 proposal by the governor and the chancellor
12 of the state university of New York. Nothing in this paragraph shall be
13 construed as to authorize that students whose net taxable income is
14 eighty thousand dollars or more are eligible for tuition assistance
15 program awards pursuant to section six hundred sixty-seven of this
16 [~~chapter~~] title.

17 § 2. Paragraph (a) of subdivision 7 of section 6206 of the education
18 law is amended by adding a new subparagraph (vi) to read as follows:

19 (vi) Beginning in state fiscal year two thousand twenty-one--two thou-
20 sand twenty-three and thereafter, the state shall appropriate and make
21 available general fund operating support and fringe benefits, for the
22 city university in an amount not less than the amounts separately appro-
23 priated and made available in the prior state fiscal year; provided,
24 further, the state shall appropriate and make available general fund
25 operating support to cover all mandatory costs of the city university,
26 which shall include, but not be limited to, collective bargaining costs
27 including salary increments, fringe benefits, and other non-personal
28 service costs such as utility costs, building rentals and other infla-
29 tionary expenses incurred by the city university, and any increase in
30 the tuition credit pursuant to section six hundred eighty-nine-a of this
31 chapter as tuition increases are enacted by the board of trustees of the
32 state university; provided, however, that if the governor declares a
33 fiscal emergency, and communicates such emergency to the temporary pres-
34 ident of the senate and the speaker of the assembly, state support for
35 operating expenses at the state university and city university may be
36 reduced in a manner proportionate to one another, and the aforementioned
37 provisions shall not apply; provided further, the state shall appropri-
38 ate and make available general fund support to fully fund the tuition
39 credit pursuant to subdivision two of section six hundred sixty-nine-h
40 of this chapter.

41 § 3. This act shall take effect immediately provided that:

42 (a) the amendments to subparagraph 4 of paragraph h of subdivision 2
43 of section 355 of the education law made by section one of this act
44 shall not affect the expiration and reversion of such subparagraph
45 pursuant to chapter 260 of the laws of 2011, as amended, and shall
46 expire therewith; and

47 (b) the amendments to paragraph (a) of subdivision 7 of section 6206
48 of the education law made by section two of this act shall not affect
49 the expiration and reversion of such paragraph pursuant to chapter 260
50 of the laws of 2011, as amended, and shall expire therewith.