STATE OF NEW YORK

5047

2021-2022 Regular Sessions

IN SENATE

February 22, 2021

Introduced by Sens. PARKER, BAILEY -- 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 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:

Section 1. Section 355 of the education law is amended by adding a new subdivision 21 to read as follows:

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

§ 2. Section 6206 of the education law is amended by adding a new subdivision 21 to read as follows:

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

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

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

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

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