

STATE OF NEW YORK

5103

2021-2022 Regular Sessions

IN SENATE

February 23, 2021

Introduced by Sens. LIU, GOUNARDES, JACKSON, SANDERS, SEPULVEDA -- 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 directing the board of trustees of the state university of New York and the board of trustees of the city university of New York to freeze tuition at the rate of such tuition for the two thousand twenty--two thousand twenty-one academic year

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

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

5 (vii) Commencing with the two thousand twenty-one--two thousand twen-
6 ty-two academic year and thereafter, the board of trustees shall freeze
7 the amount of tuition per credit hour per academic year at the rate of
8 such tuition for the two thousand twenty--two thousand twenty-one
9 academic year. This freeze shall apply to tuition for full-time and
10 part-time students and to tuition for New York residents, out-of-state
11 residents and on-line students.

12 § 2. Subparagraph 4 of paragraph h of subdivision 2 of section 355 of
13 the education law, as amended by chapter 437 of the laws of 2015, is
14 amended to read as follows:

15 (4) The trustees shall not impose a differential tuition charge based
16 upon need or income. All students enrolled in programs leading to like
17 degrees at state-operated institutions of the state university shall be
18 charged a uniform rate of tuition except for differential tuition rates
19 based on state residency. Provided, however, that the trustees may
20 authorize the presidents of the colleges of technology and the colleges
21 of agriculture and technology to set differing rates of tuition for each

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

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1 of the colleges for students enrolled in degree-granting programs lead-
2 ing to an associate degree and non-degree granting programs so long as
3 such tuition rate does not exceed the tuition rate charged to students
4 who are enrolled in like degree programs or degree-granting undergradu-
5 ate programs leading to a baccalaureate degree at other state-operated
6 institutions of the state university of New York. Notwithstanding any
7 other provision of this subparagraph, the trustees may authorize the
8 setting of a separate category of tuition rate, that shall be greater
9 than the tuition rate for resident students and less than the tuition
10 rate for non-resident students, only for students enrolled in distance
11 learning courses who are not residents of the state. [~~The trustees shall~~
12 ~~not adopt changes affecting tuition charges prior to the enactment of~~
13 ~~the annual budget.~~] Commencing with the two thousand twenty-one--two
14 thousand twenty-two academic year and thereafter, the board of trustees
15 shall freeze the amount of tuition per credit hour per academic year at
16 the rate of such tuition for the two thousand twenty--two thousand twen-
17 ty-one academic year. This freeze shall apply to tuition for full-time
18 and part-time students and to tuition for New York residents, out-of-
19 state residents and on-line students.

20 § 3. Paragraph (a) of subdivision 7 of section 6206 of the education
21 law, as amended by section 2 of part JJJ of chapter 59 of the laws of
22 2017, is amended by adding a new subparagraph (vi) to read as follows:

23 (vi) Commencing with the two thousand twenty-one--two thousand twen-
24 ty-two academic year and thereafter, the board of trustees shall freeze
25 the amount of tuition per credit hour per academic year at the rate of
26 such tuition for the two thousand twenty--two thousand twenty-one
27 academic year. This freeze shall apply to tuition for full-time and
28 part-time students and to tuition for New York residents, out-of-state
29 residents and on-line students.

30 § 4. Paragraph (a) of subdivision 7 of section 6206 of the education
31 law, as amended by chapter 327 of the laws of 2002, the opening para-
32 graph as amended by chapter 437 of the laws of 2015, is amended by
33 adding a new subparagraph (iv) to read as follows:

34 (iv) Commencing with the two thousand twenty-one--two thousand twen-
35 ty-two academic year and thereafter, the board of trustees shall freeze
36 the amount of tuition per credit hour per academic year at the rate of
37 such tuition for the two thousand twenty--two thousand twenty-one
38 academic year. This freeze shall apply to tuition for full-time and
39 part-time students and to tuition for New York residents, out-of-state
40 residents and on-line students.

41 § 5. This act shall take effect immediately and shall apply to academ-
42 ic years commencing on and after July 1, 2021; provided, however, that:

43 a. the amendments to subparagraph 4 of paragraph h of subdivision 2 of
44 section 355 of the education law made by section one of this act shall
45 be subject to the expiration and reversion of such subparagraph pursuant
46 to section 16 of chapter 260 of the laws of 2011, as amended, when upon
47 such date the provisions of section two of this act shall take effect;
48 and

49 b. the amendments to paragraph (a) of subdivision 7 of section 6206 of
50 the education law made by section three of this act shall be subject to
51 the expiration and reversion of such paragraph pursuant to section 16 of
52 chapter 260 of the laws of 2011, as amended, when upon such date the
53 provisions of section four of this act shall take effect.