

# STATE OF NEW YORK

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5473--A

2021-2022 Regular Sessions

## IN ASSEMBLY

February 18, 2021

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Introduced by M. of A. GLICK -- read once and referred to the Committee on Higher Education -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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-

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

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1 sity may be reduced in a manner proportionate to one another, and the  
2 aforementioned provisions shall not apply; provided further, the state  
3 shall appropriate and make available general fund support to fully fund  
4 the tuition credit pursuant to subdivision two of section six hundred  
5 sixty-nine-h of this title.

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

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

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

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

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

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