

# STATE OF NEW YORK

5473--B

Cal. No. 172

2021-2022 Regular Sessions

## IN ASSEMBLY

February 18, 2021

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 -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

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-three--two  
5 thousand twenty-four and thereafter, the state shall appropriate and  
6 make available general fund operating support and fringe benefits, for  
7 the state university and the state university health science centers in  
8 an amount not less than the amounts separately appropriated and made  
9 available in the prior state fiscal year; provided, further, the state  
10 shall appropriate and make available general fund operating support to  
11 cover all mandatory costs of the state university and the state univer-  
12 sity 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

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

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1 temporary president of the senate and the speaker of the assembly, state  
2 support for operating expenses at the state university and city univer-  
3 sity may be reduced in a manner proportionate to one another, and the  
4 forementioned provisions shall not apply; provided further, the state  
5 shall appropriate and make available general fund support to fully fund  
6 the tuition credit pursuant to subdivision two of section six hundred  
7 sixty-nine-h of this title.

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

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

22 (vi) Beginning in state fiscal year two thousand twenty-three--two  
23 thousand twenty-four and thereafter, the state shall appropriate and  
24 make available general fund operating support and fringe benefits, for  
25 the city university in an amount not less than the amounts separately  
26 appropriated and made available in the prior state fiscal year;  
27 provided, further, the state shall appropriate and make available gener-  
28 al fund operating support to cover all mandatory costs of the city  
29 university, which shall include, but not be limited to, collective  
30 bargaining costs including salary increments, fringe benefits, and other  
31 non-personal service costs such as utility costs, building rentals and  
32 other inflationary expenses incurred by the city university, and any  
33 increase in the tuition credit pursuant to section six hundred eighty-  
34 nine-a of this chapter as tuition increases are enacted by the board of  
35 trustees of the state university; provided, however, that if the gover-  
36 nor declares a fiscal emergency, and communicates such emergency to the  
37 temporary president of the senate and the speaker of the assembly, state  
38 support for operating expenses at the state university and city univer-  
39 sity may be reduced in a manner proportionate to one another, and the  
40 forementioned provisions shall not apply; provided further, the state  
41 shall appropriate and make available general fund support to fully fund  
42 the tuition credit pursuant to subdivision two of section six hundred  
43 sixty-nine-h of this chapter.

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

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

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