STATE OF NEW YORK

4215

2021-2022 Regular Sessions

IN SENATE

February 3, 2021

Introduced by Sens. STAVISKY, HARCKHAM -- 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 authorizing the board of trustees of the state university of New York to offer certain non-resident undergraduate students separate tuition rates for attendance at selected state-operated institutions; and providing for the repeal of such provisions upon the expiration thereof

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

Section 1. Paragraph h of subdivision 2 of section 355 of the education law is amended by adding a new subparagraph 4-b to read as follows:

(4-b) Commencing with the two thousand twenty-two--two thousand twenty-three academic year and ending in the two thousand twenty-six--two thousand twenty-seven academic year, the board of trustees of the state university is authorized to designate selected state-operated institutions of the state university for participation in a program allowing eligible non-resident undergraduate students to pay separate tuition rates for attendance at those selected institutions. In selecting institutions for this program, such board of trustees shall consider out-of-state competition, current or projected levels of high school graduates within an institution's recruitment region, and enrollment capacity and physical location of these institutions. The board of trustees of the state university is further authorized to set such separate tuition rates, which shall not be set below an amount equal to one and one-half times the in-state tuition rate at the designated institution. Such separate tuition rates may be offered only to eligible non-resident students, the total of which shall not exceed ten percent of enrollment at each designated institution. Residents from the states of Connecticut, Massachusetts, New Jersey, Ohio, Pennsylvania and Vermont, and the Canadian provinces of Ontario and Quebec may be eligible for separate

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

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tuition rates at the designated state-operated institutions. Each state-operated institution that is selected for participation in this program shall report annually to the board of trustees of the state university on the impact of this program.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed August 31, 2027.