

# STATE OF NEW YORK

874

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the education law, in relation to the state university of New York educational opportunity centers

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

1 Section 1. Subdivision 3 of section 352 of the education law, as  
2 amended by a chapter of the laws of 2020 amending the education law  
3 relating to the state university of New York educational opportunity  
4 centers, as proposed in legislative bills numbers S. 4549 and A. 9804,  
5 is amended to read as follows:

6 3. The state university shall consist of the four university centers  
7 at Albany, Binghamton, Buffalo and Stony Brook, the designated colleges  
8 of arts and sciences at Brockport, Buffalo, Cortland, Fredonia, Geneseo,  
9 New Paltz, Old Westbury, Oneonta, Oswego, Plattsburgh, Potsdam and  
10 Purchase, empire state college, the agricultural and technical colleges  
11 at Alfred, Canton, Cobleskill, Delhi, Farmingdale and Morrisville, down-  
12 state medical center, upstate medical center, the college of optometry,  
13 the college of environmental science and forestry, maritime college, the  
14 college of technology at Utica/Rome, the statutory or contract colleges  
15 at Cornell university and Alfred university, and such additional univer-  
16 sities, colleges and other institutions, facilities and research centers  
17 as have been or hereafter may be acquired, established, operated or  
18 contracted to be operated for the state by the state university trus-  
19 tees~~[, including, but not limited to educational opportunity centers as~~  
20 ~~defined in this article]~~.

21 § 2. Section 355-d of the education law, as added by a chapter of the  
22 laws of 2020 amending the education law relating to the state university  
23 of New York educational opportunity centers, as proposed in legislative  
24 bills numbers S. 4549 and A. 9804, is amended to read as follows:

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

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1 § 355-d. Educational opportunity centers. 1. There shall be created  
2 within the state university of New York a comprehensive system of  
3 [~~tuition-free~~] higher education [~~institutions providing~~] programs and  
4 services that promote the growth and stability of the state's educa-  
5 tionally and economically challenged communities as referred to in this  
6 section as educational opportunity centers.

7 2. Such educational opportunity centers shall be managed and super-  
8 vised by the state university and shall provide programs and services  
9 that include, but are not limited to the following, provided that the  
10 state university shall have the discretion to determine the programs and  
11 services offered at each educational opportunity center:

12 (a) academic programs leading to and increasing persistence in higher  
13 education;

14 (b) vocational programs leading to career pathways, gainful employment  
15 and self-sufficiency;

16 (c) counseling and guidance services to enhance student retention;

17 (d) targeted services for business and industry to upgrade the skill  
18 levels of emerging and incumbent workers such that they support  
19 increased productivity and the creation and retention of job opportu-  
20 nities;

21 (e) collaboration with secondary schools to assist in the academic  
22 preparation of at-risk youth;

23 (f) collaborative programs with colleges and universities to increase  
24 opportunities for center graduates for advanced placement and receipt of  
25 academic credits for academic work completed at such center;

26 (g) collaboration with other state and local agencies, workforce  
27 development boards and charitable organizations to meet emerging state-  
28 wide priorities for serving the disadvantaged; and

29 (h) entrepreneurial training opportunities that may lead to community  
30 economic development.

31 3. The state university shall formulate a plan and guidelines for the  
32 organization, development, coordination and operation of educational  
33 opportunity centers and may promulgate such rules and regulations neces-  
34 sary to carry out the provisions of this section. Such plan shall  
35 include:

36 (a) definition of academic and economic eligibility [~~provided, howev-~~  
37 ~~er, that state residency be a minimum eligibility requirement~~];

38 (b) procedures for the selection of such students for admission to a  
39 center;

40 (c) program objectives including coordination with the university's  
41 long range mission and goals; and

42 (d) program evaluation and reporting.

43 [~~4. Notwithstanding any other provision of this section, the employees~~  
44 ~~of the educational opportunity centers operated in cooperation with the~~  
45 ~~city university of New York and/or a college within the city university~~  
46 ~~of New York shall be employees of the city university of New York and~~  
47 ~~shall retain their respective bargaining unit representation. Nothing~~  
48 ~~in this section shall be deemed to waive or impair any rights or bene-~~  
49 ~~fits of employees of the city university of New York that otherwise~~  
50 ~~would be available to them pursuant to the terms of agreements between~~  
51 ~~the certified representatives of such employees and the city university~~  
52 ~~of New York pursuant to article fourteen of the civil service law.]~~

53 § 3. Nothing set forth in this act shall be construed to impede,  
54 infringe or diminish the rights and benefits that accrue to employees  
55 and employers through collective bargaining agreements, impact or change

1 an employee's membership in a bargaining unit, or otherwise diminish the  
2 integrity of the collective bargaining relationship.  
3 § 4. This act shall take effect on the same date and in the same  
4 manner as a chapter of the laws of 2020 amending the education law  
5 relating to the state university of New York educational opportunity  
6 centers, as proposed in legislative bills numbers S.4549 and A. 9804,  
7 takes effect.