STATE OF NEW YORK

1423--B

2023-2024 Regular Sessions

IN ASSEMBLY

January 17, 2023

Introduced by M. of A. WALKER, RIVERA, FORREST, SHRESTHA, MAMDANI, RAMOS, BICHOTTE HERMELYN -- Multi-Sponsored by -- M. of A. SIMON, TAYLOR -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to prohibiting legacy preference in admissions policies at degree granting institutions of higher education

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

Section 1. Short title. This act shall be known and may be cited as the "fair college admissions act".

§ 2. The education law is amended by adding a new section 239-c to read as follows:

§ 239-c. Prohibition on legacy preference in admissions policies. 1. No degree-granting institution of higher education in this state shall provide any manner of preferential treatment in the admission process to applicants on the basis of such applicant's familial relationships to alumni of such institution.

2. If after providing notice and an opportunity for a hearing the department determines that a degree granting institution of higher education has engaged in a knowing pattern or practice of violating this section, then such institution may be liable for a civil penalty not to exceed fifty thousand dollars.

§ 3. This act shall take effect on the first of July next succeeding the date on which it shall have become a law. Effective immediately the addition, amendment, and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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