

# STATE OF NEW YORK

2360

2023-2024 Regular Sessions

## IN ASSEMBLY

January 25, 2023

Introduced by M. of A. WEPRIN -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to enhancing support and services for students with disabilities for postsecondary success

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

1 Section 1. The education law is amended by adding a new section 6457  
2 to read as follows:

3 § 6457. Enhancing support and services for students with disabilities  
4 postsecondary success. 1. Subject to an appropriation, the commissioner  
5 shall allocate funds available for enhancing support and services for  
6 students with disabilities in New York state degree-granting colleges  
7 and universities so they can succeed in their education. Such grants  
8 shall be awarded to institutions of the state university of New York and  
9 institutions of the city university of New York, and the commissioner  
10 shall enter into contracts with degree-granting colleges and universi-  
11 ties in New York state that are currently funded under the tuition  
12 assistance program under article fourteen of this chapter for the  
13 purposes of providing additional services and expenses to expand oppor-  
14 tunities for students with disabilities.

15 2. For the purposes of this section "students with disabilities" shall  
16 mean students who have a physical or mental impairment that substantial-  
17 ly limits one or more major life activity, a record of such impairment,  
18 or being regarded as having such impairment and who are enrolled in a  
19 degree-granting institution.

20 3. (a) Funds appropriated in the two thousand twenty-three--two thou-  
21 sand twenty-four academic year and thereafter for the purpose of this  
22 initiative shall be allocated upon successful application through a  
23 process developed by the commissioner, proportionally to each degree-  
24 granting institution of higher education identified in subdivision one

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

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1 of this section which shall be determined based upon the data submitted  
2 annually by the institution to the commissioner.

3 (b) Funds shall be awarded to eligible institutions directly and not  
4 through entities that do not directly enroll students.

5 4. Funds shall be awarded through a formula in equal amount per iden-  
6 tified student with a disability to each institution eligible for fund-  
7 ing. The number of students with a disability at each institution shall  
8 be determined based upon the data submitted annually by the institution  
9 to the commissioner.

10 5. Moneys made available to institutions under this section shall be  
11 spent for the following purposes:

12 (a) to supplement funding for support and accommodation of students  
13 with disabilities, to expand support and services provided at the state  
14 university of New York, the city university of New York, and other  
15 degree-granting higher education institutions;

16 (b) to support summer college preparation programs to assist individ-  
17 uals with disabilities in transitioning to college, and prepare them to  
18 navigate campus facilities and systems;

19 (c) to provide full and part-time faculty and staff at the state  
20 university of New York, the city university of New York, and other  
21 degree-granting higher education institutions with disability training;  
22 and

23 (d) to improve the identification process of individuals with disabil-  
24 ities and enhance data collection capabilities at the state university  
25 of New York, the city university of New York, and other degree-granting  
26 higher education institutions.

27 6. Eligible institutions shall file an application for approval by the  
28 commissioner no later than the first of May each year demonstrating a  
29 need for such funding, including, but not limited to, how the funding  
30 would be used and how many students with disabilities would be assisted  
31 with such funding. The commissioner shall review all applications for  
32 compliance with all eligibility criteria and other requirements set  
33 forth in regulations of the commissioner. Successful applicants shall be  
34 funded as provided in subdivision four of this section.

35 7. No funds pursuant to this section shall be made available to  
36 support the regular academic programs of any institution participating  
37 in this program.

38 § 2. This act shall take effect immediately.