

STATE OF NEW YORK

6342

2023-2024 Regular Sessions

IN SENATE

April 17, 2023

Introduced by Sen. STAVISKY -- 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 including a faculty member on the board of trustees of community colleges

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

1 Section 1. Subdivision 1 of section 6306 of the education law, as
2 amended by chapter 268 of the laws of 2003, is amended to read as
3 follows:
4 1. Each community college, except in the city of New York, shall be
5 administered by a board of trustees of [~~ten~~] eleven members, nine of
6 whom shall be appointed for terms of seven years in annual rotation, and
7 [~~one member~~] two members elected as herein provided, except that initial
8 appointments shall be made for terms of one to nine years respectively.
9 Five members shall be appointed by the local legislative body or board,
10 or other appropriate governing agency, one of whom may be a member of
11 such local legislative body or board, or other appropriate governing
12 agency, four, from among persons residing in the sponsoring community,
13 by the governor and one member elected by and from among the students of
14 the college who shall serve as a member of the board for a one-year
15 term, provided, however, that the term of the student member first
16 elected shall be nine months commencing October first, nineteen hundred
17 seventy-five, and one of whom shall be elected by and from among the
18 faculty and staff of the college, ex-officio and non-voting, who shall
19 serve a two-year term, provided, however, that the term of the faculty
20 member first elected shall commence June first, two thousand
21 twenty-four. The faculty and student [~~member~~] members shall be afforded
22 the same parliamentary privileges as are conferred upon voting members,
23 including but not limited to the right to make and second motions and to
24 place items on the agenda. Such faculty and student [~~member~~] members
25 shall be subject to every provision of any general, special or local

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

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1 law, ordinance, charter, code, rule or regulation applying to the
2 members of such board with respect to the discharge of their duties
3 including, but not limited to, those provisions setting forth codes of
4 ethics, disclosure requirements and prohibiting business and profes-
5 sional activities. The election of the student member shall be conducted
6 in accordance with rules and regulations promulgated by the respective
7 representative campus student association in accordance with guidelines
8 established by the state university trustees. In the event that the
9 student member ceases to be a student at the institution, [~~he~~] they
10 shall be required to resign. The governor's initial appointments shall
11 be for terms of two, four, six and eight years respectively and those by
12 local authorities for terms of one, three, five, seven and nine years
13 respectively. Vacancies shall be filled for unexpired terms in the same
14 manner as original selections by the authority responsible for the
15 original selection. The board shall select its own chairman from among
16 its voting membership. Where two or more local sponsors join in the
17 establishment of a community college, the apportionment of the appoint-
18 ments among them shall be made by the state university trustees. Trus-
19 tees shall receive no compensation for their services but shall be reim-
20 bursed for their expenses actually and necessarily incurred by them in
21 the performance of their duties under this article. Members initially
22 appointed or elected under this subdivision to the board of trustees of
23 any community college hereafter established shall take office immediat-
24 ily upon their selection and qualification, but for purposes of determin-
25 ing the expiration of their respective terms and the commencement of the
26 terms of their successors, the term of office of each such initial
27 member shall be deemed to have commenced on the first day of July of the
28 year in which such college was established. The terms of office of all
29 members of the boards of trustees of community colleges heretofore
30 established, appointed or elected as provided in this subdivision, shall
31 terminate on the thirtieth day of June of the calendar year within which
32 such terms expire under the provisions of this subdivision as hereby
33 amended. For the purpose of determining such year all initial terms of
34 office of appointed members of the boards of trustees of community
35 colleges heretofore established shall be deemed to have commenced on the
36 first day of July of the year in which such colleges were established
37 and the terms of their successors for full terms, if any, shall be
38 deemed to have commenced upon the expiration of the number of years from
39 such date for which such initial appointments were made.

40 § 2. This act shall take effect immediately.