STATE OF NEW YORK

7713--A

2023-2024 Regular Sessions

IN SENATE

October 18, 2023

Introduced by Sens. STAVISKY, FERNANDEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Higher Education in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to student refunds

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

Section 1. Paragraph a of subdivision 4 of section 665 of the education law, as added by chapter 195 of the laws of 1980, is amended to read as follows:

a. Student refunds. If a student receives payment as a result of administrative error by the institution or the corporation or a false or erroneous statement on [~~his~~] **such student's** application or financial form, or any other act of omission or commission on the part of the student, [~~his~~] **such student's** spouse, or [~~his~~] **such student's** parents, such that the recipient would otherwise have been considered by the president ineligible to receive such payment, the recipient shall be required to refund the improper payment to the state. **Provided that no repayment shall be demanded or occur from a student, former student or institution where the error was an inadvertent or administrative error on the part of the corporation or other state agency.**

§ 2. This act shall take effect immediately and be deemed to have been in full force and effect for academic years beginning 2020--2021.

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

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