STATE OF NEW YORK

2049

2023-2024 Regular Sessions

IN SENATE

January 18, 2023

Introduced by Sen. FELDER -- 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 authorizing persons over age sixty-five to enroll in a limited number of SUNY or CUNY credit hours without tuition

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

Section 1. Subparagraph 1 of paragraph h of subdivision 2 of section 355 of the education law, as separately amended by chapters 552 and 616 of the laws of 1985, is amended to read as follows:

(1) Notwithstanding the provisions of any other general, special or local law, rule or regulation, such regulations may permit persons sixty years of age or over to audit courses given therein without tuition, examination, grading or credit therefor upon a space available basis, as determined by the president of each such institution, provided that such audit attendance does not deny course attendance at a state-operated institution by an individual who is otherwise qualified under the regulations promulgated pursuant to this section. **For purposes of this section, persons sixty-five years of age or over who are residents of the state shall be eligible to take not more than nine credit hours of courses for credit per semester without tuition.**

§ 2. Paragraph (b) of subdivision 7 of section 6206 of the education law, as added by chapter 344 of the laws of 1995, is amended to read as follows:

(b) Notwithstanding the provisions of any other general, special or local law, rule or regulation, the board of trustees may permit persons sixty years of age or over to audit courses given therein without tuition, examination, grading or credit therefor upon a space available basis, as determined by the president of each such institution, provided that such audit attendance does not deny course attendance at the city university of New York by an individual who is otherwise qualified under

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

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this section. **For purposes of this section, persons sixty-five years of age or over who are residents of the state shall be eligible to take not more than nine credit hours of courses for credit per semester without tuition.**

§ 3. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.