

# STATE OF NEW YORK

9391

## IN SENATE

May 14, 2024

Introduced by Sen. MAY -- 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 and directing the commissioner of education establish rules and regulations for a college or university seeking to cease operations

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

1 Section 1. Section 305 of the education law is amended by adding a new  
2 subdivision 62 to read as follows:

3 62. The commissioner is authorized and directed to promulgate rules  
4 and regulations that shall establish an orderly process for the closure  
5 of a college or university. Such rules and regulations shall include,  
6 but not be limited to:

7 (a) any decision to cease operations at a college or university shall  
8 be made public and disclosed at least one year prior to the proposed  
9 closing date;

10 (b) any college or university ceasing operations shall hold at least  
11 three public meetings to address concerns from students, faculty, staff,  
12 and the local community;

13 (c) any college or university ceasing operations shall provide notice  
14 to such college or university's accrediting agency at least nine months  
15 prior to the proposed closing date;

16 (d) any college or university ceasing operations shall provide details  
17 on teach out plans or transfer agreements to enrolled students at least  
18 six months prior to the proposed closing date;

19 (e) any college or university ceasing operations shall provide details  
20 on any plans to sell, transfer, or utilize campus resources, including  
21 but not limited to buildings, grounds, and facilities to local govern-  
22 ments at least six months prior to the proposed closing date; and

23 (f) any college or university ceasing operations that shares responsi-  
24 bility for or provides shared services to local governments or agencies  
25 for programs or physical operations shall develop a transition plan with  
26 the relevant partner at least four months prior to the proposed closing  
27 date.

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

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1 § 2. This act shall take effect one year after it shall have become a  
2 law. Effective immediately, the addition, amendment and/or repeal of any  
3 rule or regulation necessary for the implementation of this act on its  
4 effective date are authorized to be made and completed on or before such  
5 effective date.