§ 4118. Attendance at post-secondary institutions by Native American students. 1. The education department shall select students for attendance at post-secondary institutions from the several Indian tribes located within this state. In making such selection, due regard shall be had to a just participation in the privileges of this section by each of such several tribes. If practicable, reference shall also be had to the population of each of such tribes in determining such selection. Eligibility for selection shall not be limited to Native Americans residing on reservations.

2. No such student may attend a post-secondary institution outside this state, nor one that has not been approved by the New York state board of regents, nor may he be supported or educated at such institutions for a period exceeding four years unless he is enrolled in a program normally requiring five years of training.

3. Such sum as may be appropriated for the support and education of Native American students in such institutions shall be paid from the treasury, upon the audit and warrant of the comptroller, on vouchers approved by the education department.