

§ 6304 (1) (a) of the Education law is amended as follows:

a. State financial aid shall be one-third of the amount of operating costs, as approved by the state university trustees except that beginning in the two thousand nineteen – to thousand twenty academic year and thereafter, community colleges shall be paid pursuant to subdivision 15 of this section. Operating costs shall not include any payment of debt service or rentals or other payments by a local sponsor to the dormitory authority pursuant to any lease, sublease or other agreement entered into between the dormitory authority and a local sponsor. Such aid for a college shall, however, be for two-fifths of operating costs for any fiscal year of the college during which it is implementing a program of full opportunity provided a plan has been approved by the state university trustees. Such plan, which shall be submitted by the college only after approval by the board of trustees and the local sponsor or sponsors, shall (i) establish a policy of offering acceptance in an appropriate program of the college to all applicants residing in the sponsorship area who graduated from high school within the prior year and to applicants who are high school graduates and who were released from active duty with the armed forces of the United States within the prior year; (ii) provide for full implementation of such policy by the fall semester of nineteen hundred seventy or, if the college demonstrates to the state university trustees that full implementation by such time would not be feasible and in the best interests of the college, provide for a timetable to achieve such full implementation within five years which provides for substantial growth in registration each year; (iii) make provision for and contain adequate assurances of the expenditure of funds by the sponsor or sponsors at a level pursuant to state university regulations, at least that necessary to implement the plan; (iv) provide for adequate programs of remediation, instruction and counselling to meet the needs of all students to be served by the college. The trustees may require periodic reports or certifications from colleges which have submitted plans which have been approved and may, in appropriate cases, revoke such approval in case a college is in default of implementing its plan.

§ 6304 (1) (d) of the Education law is amended as follows:

d. Tuition and fees charged students shall be fixed so as not to exceed in the aggregate more than one-third of the amount of operating costs of the community college, except that beginning in the two thousand nineteen – to thousand twenty academic year and thereafter, community colleges shall be paid pursuant to subdivision 15 of this section.

§ 6304 of the Education law is amended adding two new subdivisions as follows:

14. Predictable level of support for state university of New York community colleges. a. For the two thousand nineteen-two thousand twenty academic year and thereafter, the predictable

level of support for each college shall be calculated as the greater of (i) a three-year average of state financial aid as defined in paragraph-a of subdivision one of this section of law, exclusive of specifically and separately appropriated programs, as calculated using the amounts actually received by such college in the two thousand sixteen—two thousand seventeen, two thousand seventeen—two thousand eighteen academic years the amount approved for such college by chapter 53 of the laws of 2018 for the two thousand eighteen-two thousand nineteen academic year or; (ii) the amount of such aid actually received by such college in the two thousand eighteen-two thousand-nineteen academic year.

15. Selected Aid Amount. Notwithstanding any other provision law, rule, or regulation to the contrary, this section of law shall only apply to the state university of New York community colleges. For the two thousand nineteen – two thousand twenty academic year and thereafter, the aid payable to each college shall be calculated as the greater of (i) the predictable level of support calculated for such college pursuant to subdivision 14 of this section, or (ii) the amount calculated for each college equal to the product of funded full time equivalent students multiplied by the state financial aid amount per full time equivalent student as defined pursuant to Part 602.8(c) of Title 8 of the Official Compilation of Codes, Rules, and Regulations of the State of New York, or \$2,972 per full-time equivalent student, whichever so much as may be greater.