



Revised

MEMORANDUM

December 13, 2022

TO: Members of the Board of Trustees

FROM: Deborah Stanley, Interim Chancellor

**SUBJECT: Establishment of Tuition Benefit for Students from
Temporary Protected Status Countries**

Action Requested

The proposed resolution establishes the benefit of resident tuition rates for the Spring 2022 term and the 2022/23 academic year for any undergraduate and graduate students at the State University of New York State-operated campuses who A) currently hold a non-immigrant visa and who are nationals of countries that have been granted Temporary Protected Status (TPS) and B) are currently ineligible for resident rates of tuition.

Resolution

I recommend that the Board of Trustees adopt the following resolution:

Whereas New York State is known for its welcoming embrace of refugee populations; and

Whereas SUNY has a history of responding to populations in need by designating the citizens/residents of locations devastated by natural or manmade disasters as New York residents for tuition purposes; including students from New Orleans in the aftermath of Hurricane Katrina in 2005; students from Haiti after it was designated for Temporary Protected Status following devastating earthquakes in 2010; and students from Puerto Rico in the aftermath of Hurricane Maria in 2019; and

Whereas the United States Secretary for the Department of Homeland Security is authorized to designate a foreign state (or any part thereof) for Temporary Protected Status upon

finding that extraordinary and temporary conditions in the foreign state prevent its nationals from returning safely, unless permitting the foreign state's nationals to remain temporarily in the United States is contrary to the national interest of the United States; and

Whereas the Board wishes to extend the benefit of resident tuition to students who are nationals of countries that have been designated as Temporary Protected Status as a humanitarian response which acknowledges these students' inability to return to their home; now, therefore, be it

Resolved that the Chancellor, or designee, be, and hereby is, authorized to amend the State University of New York Guidelines on Residency for Tuition Purposes to, within the confines of New York State Education Law, make graduate and undergraduate students enrolled in the State- operated institutions of the State University of New York, who are attending these institutions on non-immigrant visas and are nationals of a country that has been granted Temporary Protected Status, to be considered eligible for resident tuition for the Spring 2022 term and the 2022/23 academic year; and, be it further

Resolved that the boards of trustees of the 30 community colleges operating under the program of the State University of New York, and the boards of trustees of the statutory colleges at Cornell University and Alfred Ceramics, be, and hereby are, encouraged to take actions to support students from Temporary Protected Status nations consistent with the spirit of this policy.

Background

The SUNY Board of Trustees has a history of providing resident rates of tuition to displaced students from devastated regions, including students from New Orleans following Hurricane Katrina and students from Haiti and Puerto Rico following severe natural disasters. This resolution extends resident rates of tuition to any student from any country that has been designated by the Federal government as a Temporary Protected Status nation, in recognition that such students are unable to return to their home country. These rates will be in effect for the Spring 2022 term and the 2022/23 academic year.

The financial impact of this resolution will be borne by the State-operated campuses enrolling eligible students who would otherwise require

scholarship support at those campuses. The total impacted population for State-operated campuses is expected to be approximately 150 students, with an additional 125 students at the 30 Community Colleges operating under the program of the State University of New York.

