

CHAPTER 388

3d Rdg. 1258      Print. 3523, 4527      Intro. 3239

IN SENATE

February 22, 1961

Introduced by Mr. MITCHELL—read twice and ordered printed, and when printed to be committed to the Committee on Education—reported favorably from said committee with amendments, ordered to third reading and reprinted as amended, retaining its place in the order of third reading

AN ACT

To amend the education law, in relation to the regents plan for the development and expansion of facilities for higher education in New York state and establishing the city university of New York, and repealing section eight hundred fifty-four thereof

Compared by Sullivan, Cery, Simon

APPROVED

APR 11 1961

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MAC NEIL MITCHELL  
20TH DISTRICT  
CHAIRMAN  
COMMITTEE ON AFFAIRS OF  
THE CITY OF NEW YORK

THE SENATE  
STATE OF NEW YORK  
ALBANY

Original to WAR  
Photo to pinchate  
bill jacket

*Chap 388*

*WAR*

April 5, 1961

Hon. Nelson A. Rockefeller  
Executive Chamber  
Albany, New York

My dear Governor:

This memorandum is submitted in support of my bill, Senate Int. 3239 - Print 4527, which has passed both houses of the Legislature and is now before you for consideration. It seeks to amend the Education Law to establish the format by means of which plans for educational development from all sectors of higher education in the State public and private would be systematically developed, coordinated and acted upon by the Regents for presentation to the Governor and the Legislature on a periodic basis. It would also establish the College of the City of New York as a City University under the broad coordinating role of the Regents and give to it co-equal status with the State University.

In your Special Message to the Legislature on "Increased Opportunities for Higher Education" you stated "Recognizing the size of the problem we face in seeking to meet the needs for the expansion of higher education, it is apparent that long-range, coordinated planning must guide our year-to-year decisions....Thus it is appropriate that the Board of Regents, in accordance with their constitutional responsibilities, should at regular intervals conduct a review of all aspects of higher education in the State." This bill would accomplish this objective. Moreover, it gives recognition to the distinguished academic tradition in the liberal arts field of the City's four municipal colleges and to the need to encourage their development at both the undergraduate and graduate levels as a University of stature and standing.

For all the foregoing reasons, I believe that this constitutes meritorious legislation and your approval is earnestly requested.

Sincerely yours,

*Mac Neil Mitchell*

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HON NELSON A ROCKEFELLER

ALBANY NY

WOMENS CITY CLUB URGENTLY REQUESTS YOU SIGN S.I. 3239

FOR CITY UNIVERSITY S.I. 2931 FOR EXPERIMENTATION IN IDENTIFICATION

OF ABILITY IN CHILDREN IN DEPRIVED AREAS AND A.I. 3617

TO AMEND EDUCATION LAW ABOUT LOCAL SCHOOL BOARD MEMBERS

MRS JEROME T STRAUSS PRESIDENT

MRS BROADUS P MITCHELL CHAIRMAN

EDUCATION COMMITTEE.

S.I. 3239 S.I. 2931 AREAS A.I. 3617 L STRAUSS BROADUS

P. IN SG.

*Not acknowledged*

*S. 3239* *letter previously acknowledged*  
*B. 4/12*

S. 3239 *Chap 388*  
April 10, 1961

REVISED MEMO ON CITY UNIVERSITY

City University of New York (S.I. 3239, Print No. 4527, Mitchell. Repeals Section 354, amends Sections 352, 355, 6202, adds new Sections 237, 354 of the Education Law).

This bill, if approved by the Governor, would establish the City University of New York, coequal with the State University under the Board of Regents. The four municipal colleges and the community colleges sponsored by the Board of Higher Education would comprise the City University. The bill would require the Regents quadrennially to review plans and recommendations submitted by the New York City Board of Higher Education together with those submitted by the State University Trustees. Upon approval, these recommendations would be incorporated into a Regents' plan for expansion and development of higher education in New York State.

The Public Education Association believes that the public interest clearly requires the establishment of the City University of New York, directly under the Board of Regents, and independent of the State University Trustees. Both the need for expansion of public facilities for graduate education in New York City and the capability of the City's colleges to meet the responsibility have been fully documented in studies made by the State Education Department and the Board of Higher Education.

The Board's position will be significantly strengthened, in our judgment, by the provisions which would require systematic preparation and review of master plans and recommendations for expansion and development of the City University.

The Public Education Association strongly recommends that this bill be APPROVED.

GUSTAVE G. ROSENBERG, CHAIRMAN



**BOARD OF HIGHER EDUCATION**

535 EAST EIGHTIETH STREET

NEW YORK 21, N. Y.

Acknowledged by WIP  
4/5  
TRAFALGAR 9-3600

April 4, 1961

The Honorable Nelson A. Rockefeller  
Governor of the State of New York  
The Executive Chamber  
Capitol, Albany 1, New York

53239

Re: Sen. Int. 3239; Pr. 4527 (MITCHELL)

Dear Governor Rockefeller:

The above bill is now pending before you for executive action. We earnestly request you to sign it into law.

This bill would change the general name and title of the educational units under the jurisdiction of the Board of Higher Education of the City of New York from "The College of the City of New York" to "The City University of New York." The bill also provides for the submission of master plans and recommendations for future development by the City University and the State University to the Board of Regents with the submission thereafter of a Regents Master Plan to the Governor and to the legislature.

The Board of Regents has recommended that the College of the City of New York be given university status and has stated that "the faculties, staff and physical facilities of the municipal colleges of the City of New York constitute resources which can be effectively and rapidly expanded to a doctorate degree level." A committee of the Board of Higher Education, the Committee to Look to the Future, has for more than a year and a half been developing a long-range plan for the municipal colleges. This committee's studies indicate that the creation of the City University of New York would be a major step towards the planning for and development of facilities for higher education in the metropolitan area.

"University status" means that the present resources of seven colleges--three community colleges and four senior colleges, with their night schools of general studies and their graduate divisions--would be used to the fullest extent in one coordinated university system offering two-year and four-year undergraduate work, cooperative

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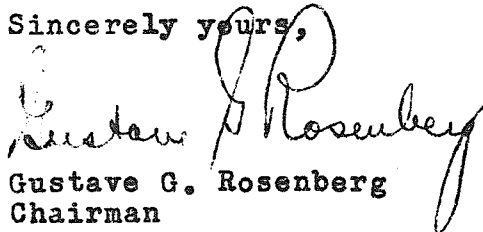
April 4, 1961

master's and doctor's degree programs, professional schools of engineering, business and public administration, social work, and such other advanced training as our fast developing economy requires in the future.

The Scholar Incentive Plan (Sen. Int. 2987; Pr. 3230--BRIDGES, now awaiting executive action) if enacted, repeals the mandate for free tuition in the baccalaureate programs in the municipal colleges and substitutes a provision that the Board of Higher Education "shall have the power to determine in its discretion whether tuition shall be charged and to regulate tuition charges and other fees." This change was made by the legislature despite the board's pleas that the legislative mandate for free tuition be maintained. This change is also in the instant bill.

Except for the above provision which deals with tuition, the board wishes to register its approval of the Mitchell bill.

Sincerely yours,



Gustave G. Rosenberg  
Chairman

GGR:HLT

Chap 388

MEMORANDUM FOR THE GOVERNOR RELATIVE TO SENATE BILL INTRO. NO. 3239, PRINT NO. 4527 INTRODUCED BY MR. MITCHELL AND ENTITLED "AN ACT TO AMEND THE EDUCATION LAW, IN RELATION TO THE REGENTS PLAN FOR THE DEVELOPMENT AND EXPANSION OF FACILITIES FOR HIGHER EDUCATION IN NEW YORK STATE AND ESTABLISHING THE CITY UNIVERSITY OF NEW YORK, AND REPEALING SECTION EIGHT HUNDRED FIFTY-FOUR THEREOF."

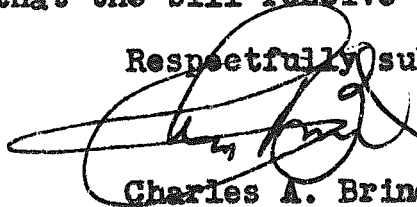
This bill makes amendments to the Education Law for the purpose of authorizing the Regents to develop a comprehensive plan of expansion of facilities for higher education in New York State after submission of recommendations by the State University, the Board of Higher Education and the private institutions of higher education of the State.

The bill also provides that higher education institutions under the Board of Higher Education in the City of New York shall be the City University of New York.

The bill repeals Section 354 of the Education Law relating to the planning functions of the board of trustees of the State University and re-enacts such section for the purpose of re-establishing these planning functions under the new provisions relating to the Regents statewide plan for expansion of higher education. Other amendments are made for the purpose of clarifying the relationship between the Board of Regents, the State University of New York and the City University of New York.

It is recommended that the bill receive executive approval.

Respectfully submitted,



Charles A. Brind, Counsel  
State Education Department

March 31, 1961

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**CITIZENS' COMMITTEE FOR CHILDREN**  
**OF NEW YORK, INC.**

112 EAST 19 STREET NEW YORK 3, N.Y. SPRING 7-3800

March 6, 1961

Acknowledged by WJR

4/7/61

The Honorable Nelson A. Rockefeller  
Governor of the State of New York  
Executive Chamber  
Albany, New York

Re: S. I. 3239; Pr. 4527 - Mitchell  
To establish a City University of  
New York and a Regents Plan for  
Higher Education

Dear Governor Rockefeller:

Citizens' Committee for Children strongly recommends approval of  
the above bill, which is now before you. It would:

- (1) Give university status to the seven colleges of the City of New York, thus permitting the development of the doctoral program so urgently needed to meet New York State's demands for highly trained manpower.
- (2) Provide for the development of a Regents' Plan for higher education, which would include the approved plans of both the State University and the City University and would also take into consideration the plans and facilities of private colleges and universities.

Thus, the bill would help New York State and New York City to take two important steps towards creating a strong, unified system of higher education which could tremendously benefit the many thousands of our young people who need the higher education our present facilities cannot provide and whose trained intelligence our State so urgently needs.

You know, of course, how firmly we believe that free tuition at public colleges is the best possible way to make higher education opportunities available to all qualified students. We would have hoped that the tuition bill policy for the City colleges would have remained secure

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The Honorable Nelson A. Rockefeller -2- March 6, 1961

in the law. Our position on tuition policies is fully stated in our letter and memorandum of March 2, (copy attached). In all other respects, we heartily support the above bill and hope that you will sign it.

Sincerely yours,

*Stanley M. Isaacs*

Stanley M. Isaacs, Chairman  
Legislative Section

*Rose Shapiro*

Mrs. Rose Shapiro, Chairman  
Education Section

SMI:RS:sl  
Enclosure (1)



# Metropolitan COUNCIL OF B'NAI B'RITH . .

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April 5, 1961

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The Honorable Robert MacCrate  
Counsel to the Governor  
The Executive Chamber, The Capitol  
Albany 1, New York

Re: City University of New York (S.I. 3239,  
Print No. 4527, Mitchell)

Experimentation in Identification and  
Development of Children's Abilities (S.I. 2931,  
Print No. 4524, Marchi)

Dear Mr. MacCrate:

On behalf of the Metropolitan Council of B'nai B'rith, representing three hundred five Lodges and Chapters, with a membership of 60,000, I highly recommend that the Governor approve the two above mentioned bills.

The establishment of the City University of New York coequal with the State University under the Board of Regents, is urgently necessary, especially with the present demands for training of leadership in this critical period of our history. The expansion of public facilities for graduate education in New York City and the capability of the City's colleges to meet the responsibility have been fully documented by the State Education Department and the Board of Higher Education.

The Marchi-Ingram Bill would stimulate experimental programs in school districts to identify and develop potential abilities in pupils from culturally deprived groups. This will enable these students, of limited socio-economic backgrounds, to achieve at their maximum and thus make available new sources of talents for our democracy. It will also help to show how much more schools can and should do toward the education of all the children.

I sincerely trust that the Governor will approve the two above mentioned bills.

Sincerely yours,

BEN D. HAIBLUM  
President

BDH:cb

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P  
A** UNITED  
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44 West 28th Street • New York 1, N. Y. • Murray Hill 5-3563

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8 3233

April 5, 1961

Hon. Robert MacCrate  
Executive Chamber  
State Capitol  
Albany 1, New York

Re: SI 3239  
SP 4527

Dear Mr. MacCrate:

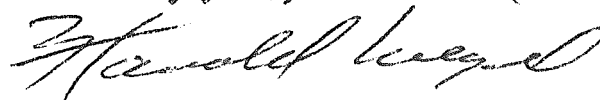
This bill would establish a City University of New York.

State aid payments would be made directly to the Board of Higher Education. (no)

The United Parents Associations is convinced that the entire municipal college system in New York City would be greatly strengthened by the enactment of this bill into law.

We hope it will be signed.

Sincerely yours,



Harold Siegel  
Executive Director

HS:mv

BROOKLYN COLLEGE

BROOKLYN 10, NEW YORK

DEPARTMENT OF ENGLISH

S 3239

APR 10 1961  
Acknowledged by WJR  
[Signature]

April 4, 1961.

Governor Nelson A. Rockefeller  
State Capitol  
Albany 1, N.Y.

Re: S.I. 3239, Print 4527  
by Mr. Mitchell

Dear Governor Rockefeller:

As a professor of English at Brooklyn College, I respectfully request you to sign the above bill to establish the City University of New York. The need is great for the establishment of graduate work beyond that for the Master's degree, and the faculty of the city colleges has already demonstrated its ability to implement such a program in a way which will be worthy of the excellent quality of students already attracted to the Master's program.

Sincerely yours,

*Margaret L. Wiley*  
Margaret L. Wiley

BROOKLYN COLLEGE

BROOKLYN 10, NEW YORK

DEPARTMENT OF ENGLISH

53239 P  
Acknowledged by WJR

April 4, 1961.

Governor Nelson A. Rockefeller  
State Capitol  
Albany 1, N.Y.

Re: S.I. 3239, Print 452,  
by Mr. Mitchell

Dear Governor Rockefeller:

As a professor of English at Brooklyn College, I respectfully request you to sign the above bill to establish the City University of New York. The need is great for the establishment of graduate work beyond that for the Master's degree, and the faculty of the city colleges has already demonstrated its ability to implement such a program in a way which will be worthy of the excellent quality of students already attracted to the Master's program.

Very truly yours,

*Roderick Marshall*  
Roderick Marshall