

<p style="text-align: center;"><b>AID TO INDEPENDENT COLLEGES AND UNIVERSITIES (BUNDY AID)</b></p>
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### **Application for Participation**

**An independent postsecondary institution desiring to participate in the Aid to Independent Colleges and Universities must meet the following criteria:**

1. Be incorporated by the Regents or Legislature as a non-profit college or university.
2. Maintain one or more earned degree programs culminating in an Associate or higher degree.
3. Meet such standards of educational quality applicable to comparable public institutions.
4. Be eligible for State aid under the provisions of the Constitution of the United States and the Constitution of New York State.

**The materials required to be submitted to show that the institution seeking eligibility meets these criteria are as follows:**

1. A copy of the charter incorporating the institution as a non-profit college or university.
2. A catalog listing the academic course offerings leading to an Associate or higher degree.
3. A statement showing that the institution has been accredited by an accrediting body recognized by the U.S. Department of Education.
4. A copy of the latest Certified Public Audit of the institution's financial status.
5. A completed copy of the Constitutional Eligibility Questionnaire.
6. A copy of the institution's constitution and by-laws.
7. A list of the members of the institution's governing body with brief biographical sketches.
8. A letter stating the desire of the institution to participate in the programs.

*Note:* The Education Department will provide information showing that the institution has met the standards set forth in Part 52 of the Regulations of the Commissioner for the registration of curricula in all public and independent institutions.

### **Eligibility Status Determination**

Upon receipt of these materials, the institution eligibility status will be determined by the Eligibility Committee. The Committee reserves the right to request any additional information and/or materials needed to make the eligibility determination.

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**Constitutional Eligibility Questionnaire**

1. What are the stated purposes of the institution, as set forth in its charter or legislative authority (please quote verbatim) and in other relevant documents?
2. Is the institution wholly or in part under the control or direction of any religious denomination?
3. Does the institution receive financial assistance from any religious body?
4. Do the policies of the institution with respect to the selection of members of its governing board, its administrative officers or its faculty provide that the faith or creed of a candidate shall be relevant in any way to his selection?
5. Do the policies of the institution with respect to the admission of student provide that the faith or creed of an applicant shall be relevant in any way to his admissibility to the institution?
6. Do the policies of the institution with respect to the awarding of scholarship, fellowship or other financial assistance to its students provide that the faith or creed of an applicant shall be relevant in any way to the awarding of such assistance?
7. Is any denominational tenet or doctrine taught in the institution?
8. Does the institution award any degree or degrees in the field of religion?
9. Does the institution include within its structure, or is it affiliated with any seminary or school of theology?

## **AID TO INDEPENDENT COLLEGES AND UNIVERSITIES (BUNDY AID)**

The Aid to Certain Independent Colleges and Universities, popularly referred to as Bundy Aid, is a program that provides direct unrestricted financial support to certain independent postsecondary institutions located in New York State. The program is funded from an annual appropriation of the New York State Legislature.

The genesis of the program was the appointment of the Select Committee on the Future of Private and Independent Higher Education in 1967 by Governor Nelson Rockefeller and Chancellor Richard Couper of the New York State Board of Regents. The Select Committee, chaired by McGeorge Bundy, was charged with advising "how the State can help preserve the strength and vitality of our private and independent institutions of higher education and at the same time, keep them free." The Committee's report, transmitted in 1968, unanimously recommended that "moderate but real level of need calls for direct assistance from New York to private colleges and universities." The Legislature endorsed this and additional recommendations by establishing the aid program during the 1968 session.

The 1969-70 academic year marked the inauguration of the program, during which a total of \$25.5 million was distributed to 57 participating institutions. By 1987-88 the number of participating institutions had grown to one hundred and the total annual payments had grown to over \$113 million.

The term participating institutions is used to denote the fact that the Legislature, in concurrence with the Select Committee report, did not grant blanket eligibility to all independent institutions. This is reflected in the total of Article 29 of the Education Law, which established the program, i.e., Aid to Certain Independent Colleges and Universities. Institutions must make application to participate and must meet the eligibility criteria set forth in Section 6401 of the Education Law.

The annual entitlements for each institution is based on the number of earned degrees conferred the previous year. The Legislature adopted earned degrees as the basis for calculation rather than enrollment because of the advantages pointed out by the Select Committee:

1. Avoidance of need to define student status; i.e. full-time, part-time, degree-credit, etc.
2. Emphasis placed on productivity rather than the number of students.
3. Incentive for improving retention.

The original rate provided \$400 for each baccalaureate degree and each master's degree and \$2,400 for each doctoral degree. The associate degree rate was not included until 1973-74 and was only used to calculate entitlements for freestanding two-year institutions.

Increases in the rate schedule were enacted in 1973, 1976, 1980 and 1985. These increases in the rate schedule, plus the increased number of participating institutions are responsible for the overall increase in annual payments through 1989-90. The current rates are \$600 per associate degree, \$1,500 per baccalaureate degree, \$950 per master's degree, and \$4,550 per doctoral degree. Since 1990-91, the Legislature has not fully funded the program. In 2003-04, the Legislature provided \$44,250,000 or 30 percent of full funding. In 2016-17, the appropriation was \$35,129,000, or 19 percent of full funding.

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**Processing of BUNDY Aid**

BUNDY Aid payments are awarded annually to degree-granting institutions that have applied for and meet the qualifications for the program (BUNDY institutions). After being initially approved, BUNDY institutions need only to submit the annual reporting requirements to receive aid. Institutions must submit:

Certified earned degree counts	Lists of degree recipients
Estimates of earned degrees to be conferred	Summary Budget
Use of Aid Statement	Annual Certified Audit
Institutional Catalog	Institutional Manuals

The amount of aid awarded to each institution in a given year is determined by award rates specified in law, the number and type of degrees awarded in the previous academic year, the number of degrees awarded by other participating institutions, and State fiscal year appropriations. The calculated BUNDY Aid is disbursed in three payments, with approximately 35% in October, 35% in February and 30% in May for the degrees awarded during the previous academic year.

When the program is fully funded, the aid to each institution is determined by summing the amounts obtained from multiplying the number of each type of degree awarded by the current rate per degree. Currently those rates are Associate - \$600, Baccalaureate -\$1,500, Master's - \$950, and Doctoral - \$4,550. If institutions have both associate and baccalaureate degrees they may receive payments only for the baccalaureate degrees. In addition, each doctoral degree awarded Medical/Dental Capitation Aid is excluded.

From 1990 to the present, the Bundy appropriation has been insufficient to cover the fully funded calculated aid. In this case, to equitably 'divide the pot', the total actual appropriation for all institutions is divided by the calculated amount needed if fully funded. For example, the appropriation for FY 2002 was \$44.25 million while the amount needed for full funding was \$134.1 million. This produces a funding level of  $44.25/134.1 = 33.02\%$ . This ratio with greater precision is applied to each institution's expected aid if fully funded to determine their actual aid.

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**Article 129 – State Aid for Certain Independent Institutions of Higher Education**

(as of April 1991)

§ 6401. State aid for certain independent institutions of higher learning

1. Notwithstanding the provisions of any general, special or local law to the contrary, the commissioner is hereby authorized to apportion for each annual period commencing July first nineteen hundred seventy-six and to pay to any independent institution of higher education within the state which meets the requirements of subdivision two of this section, upon application by such institution, such amounts of state aid as are authorized to be paid by subdivision three of this section.
2. Notwithstanding the provisions of any other law, in order to qualify for state aid apportionments pursuant to this section, any institution of higher education must meet either the requirements set forth in subparagraphs (i) through (v) of this paragraph or, in the alternative, the requirements set forth in paragraph (b) of this subdivision:
  - (a)
    - (i) The institution must be a non-profit college or university incorporated by the regents or by the legislature, or a school of medicine, dentistry or osteopathy authorized by the regents to confer the degree of doctor of medicine, doctor of medical science, doctor of dental surgery or doctor of osteopathy.
    - (ii) The institution must maintain one or more earned degree programs, culminating in an associate or higher degree.
    - (iii) The institution must meet such standards of educational quality applicable to comparable public institutions of higher education, as may be from time to time established by the regents.
    - (iv) The institution must be eligible for state aid under the provisions of the constitution of the United States and the constitution of the state of New York.
    - (v) The institution must submit a financial statement which shall include total assets and liabilities, in such form as may be approved by the commissioner.
  - (b) An institution of higher education located in this state, at least one-half of the students of which are economically disadvantaged, and the course credits and degrees of which are offered by a consortium of sponsoring colleges, each of which sponsoring colleges satisfies the following requirements, shall qualify for state aid apportionments pursuant to this section:
    - (i) The sponsoring college must be non-profit college or university incorporated by the regents or by the legislature.
    - (ii) The sponsoring college must maintain one or more earned degree programs, culminating in an associate or higher degree.
    - (iii) The sponsoring college must meet such standards of educational quality applicable to comparable public institutions of higher education, as may be from time to time established by the regents.
    - (iv) The sponsoring college must be eligible for state aid under the provisions of the constitution of the United States and the constitution of the state of New York.
    - (v) The sponsoring college must submit a financial statement which shall include total assets and liabilities, in such form as may be approved by the commissioner.
3. Degree awards. The amount of such annual apportionment to each institution meeting the requirements of subdivision two of this section shall be computed by multiplying by not to exceed four hundred fifty dollars the number of earned associate degrees, by not to exceed one thousand two hundred dollars the number of earned bachelor's degrees, by not to exceed nine hundred dollars the number of earned master's degrees, and by not to exceed four thousand five hundred dollars the number of earned doctorate degrees, conferred by such institution during the twelve-month period next preceding the annual period for which such apportionment is made, provided that there shall be excluded from any such computation the number of degrees earned by students with respect to whom state aid other than that established by this section is

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granted directly to the institution, and provided further that the amount apportioned for an associate degree shall be awarded only to two year institutions qualifying under subdivision two of this section. The regents shall promulgate rules defining and classifying professional degrees for the purposes of this section.

Institutions qualifying for state aid pursuant to the provisions of paragraph (b) of subdivision two of this section shall, for purposes of this subdivision, be deemed to be the institutions which confer degrees. For purposes of this subdivision, a two-year institution which has received authority to confer bachelor degrees shall continue to be considered a two-year institution until such time as it has actually begun to confer the bachelor's degree.

4. Thirty-five percent of each such annual apportionment payable pursuant to this section shall be paid on or before October fifteenth, thirty-five percent shall be paid on or before February fifteenth, and the remaining thirty percent shall be paid on or before May fifteenth.
5. The commissioner shall promulgate regulations requiring the submission to him, by any institution intending to apply for state aid apportionments pursuant to this section, of reports in such form, at such times and containing such information as he shall by such regulations require, concerning, but not limited to such matters as the present and contemplated future programs, curricula and facilities of the institution, and its financial affairs, its long range plans and its progress in implementing such plans, and its administrative practices and procedures. No institution shall be eligible to receive any apportionment of state aid, or portion thereof, payable pursuant to this section unless such institution shall have submitted all reports required pursuant to such regulations, in form satisfactory to the commissioner.

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**Rules of the Board of Regents**

**DEFINITION AND CLASSIFICATION OF DEGREES. (Additional statutory authority: Education Law, Section 6401.) For purposes of apportioning State aid pursuant to section 6401 of the Education Law, earned degrees are classified as follows:**

- (a) An earned associate degree shall represent completion of two academic years of full-time study or an equivalent which can be shown to accomplish the same goals.
- (b) An earned bachelor's degree shall represent completion of four academic years of full-time study or an equivalent which can be shown to accomplish the same goals.
- (c) An earned master's degree shall represent completion of one academic year of graduate-level study or an equivalent that can be shown to accomplish the same goals. For purposes of apportioning State aid only, the following degrees shall be classified with earned master's degrees: bachelors of laws (L.L.B.); doctor of law (J.D.); master of comparative jurisprudence (M.C.J.); master of comparative law (M.C.L.); master of laws (L.L.M.).
- (d) An earned doctoral degree shall represent completion of three academic years of graduate level study or an equivalent that can be shown to accomplish the same goals. Doctoral studies shall include the production of a substantial report on research, or the independent investigation of a topic of significance to the field of study, or the production of an appropriate creative work, or the development of advanced professional skills. For purposes of apportioning State aid only, the following degrees shall be classified with an earned doctoral degree: doctor of dental surgery (D.D.S.); doctor of medicine (M.D.); doctor of podiatric medicine (D.P.M.); doctor of medical science (Med.Sc.D.); doctor of chiropractic (D.C.); doctor of osteopathy (D.O.); doctor of judicial science (S.J.D.); and doctor of science of law (J.S.D.).
- (e) An earned master of philosophy degree shall represent completion of all requirements for the doctor of philosophy degree except the dissertation, but shall not constitute a separate degree for the purpose of this section or of Education Law section 6401.

1310. Standards of education quality. (Additional statutory authority: Education Law, Section 6401.) To be eligible for State aid pursuant to section 6401 of the Education Law, an institution of higher education must:

- (a) meet those standards of educational quality set forth in part 52 of the regulations of the Commissioner of Education for the registration of curricula in all public and private higher institutions of the States; and
- (b) be accredited by an appropriate nationally recognized regional accrediting association or have such other equivalent recognition of educational quality as may be determined sufficient by the Commissioner of Education.

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**Criteria for Determining Religious Affiliation of an Institution for BUNDY Eligibility**

(April 1992)

Article 129, section 6401 of New York State law states that for independent institutions of higher education to be eligible for state aid, they must be eligible for aid under the provisions of the constitutions of the state and federal governments. Those constitutions forbid public aid to sectarian institutions. No formal regulations exist in New York State defining the criteria for religious affiliation. Assessments of religious affiliation are currently based on advice from counsel and past practice. The effective criteria for BUNDY eligibility related to religious affiliation are:

- 1) Institutions may have no denominational control. Boards must be self-perpetuating and a majority (51%) must be laypersons. (Laypersons appointed by a Bishop, for example, would be unacceptable).
- 2) Institutions may not require courses in religious doctrine or philosophy. Materials such as catalogs detailing degree requirements may be used as evidence.

When an institution applies for BUNDY aid, a review committee is appointed to examine the institution's control. This examination is based on review of materials submitted by the institution and a site visit made by one or more committee members (normally a theologian). Results of the committee's findings are provided to the Commissioner who makes a decision regarding the institution's eligibility for BUNDY aid.

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**Reporting Requirements - July 1, 2017 - June 30, 2018**

- Each reporting requirement should be met by its due date.
- Please direct questions to [Higheredsupport@nysed.gov](mailto:Higheredsupport@nysed.gov).

Reporting Requirement	Due Date
Summary Budget (Preliminary) - Fiscal Year (a one page summary of budgeted amounts by major revenue and expenditure categories for the institution)	July 1, or the first day of fiscal year if it begins after July 1
NYSED-2: Certification of Earned Degrees Conferred - July 1, through June 30 accompanied with a list of degree recipients in the prescribed format (see Attachment 1).	August 15
Statement of Use of Bundy Aid during Academic Year (a letter describing what was funded and what benefits resulted due to Bundy Aid)	August 31
Annual Certified Audit - Fiscal Year <i>[Submission of 2 audit reports are required to fulfill both the Bundy Aid Program requirements and the reporting requirement mandated by CEO Memo No. 97-01, issued 1/27/97.]</i>	October 6 or within 120 days of end of institutional fiscal year
<input type="checkbox"/> Current Institutional Catalog <input type="checkbox"/> Current Faculty Manual <input type="checkbox"/> Current Student Manual <input type="checkbox"/> Current Administrative Manual	October 15
NYSED-2A: Estimate of Earned Degrees to be Conferred	August 15
All forms that are part of the Higher Education Data System must be completed for an institution to participate in the Bundy Aid Program. Failure to comply with any of the above requirements may result in the withholding of payments.	Various due dates as specified on the forms.

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**Rate Per Degree Conferred  
1969-70 to 2017-18**

Academic Year Degree Conferred	*Years [Paid]	<i>Rate Per Degree Conferred</i>			
		Associate	Bachelor	Master	Doctor
1968-69 - 1971-72	1969-70 - 1972-73	-0-	\$400	\$400	\$2400
1972-73 - 1974-75	1973-74 - 1975-76	\$300	\$800	\$600	\$3000
1975-76 - 1978-79	1976-77 - 1979-80	\$330	\$940	\$650	\$3100
1979-80 - 1983-84	1980-81 - 1984-85	\$450	\$1200	\$900	\$4500
1984-85 - 2017-18	1985-86 - 2016-17	\$600	\$1500	\$950	\$4550

\*For Degrees awarded previous year.

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**Independent Universities Participating in the BUNDY Aid Program 2017-18**

1.	Vaughn College of Aeronautics and Technology	52.	Medaille College
2.	Adelphi University	53.	Memorial School of Nursing
3.	Albany College of Pharmacy	54.	Mercy College
4.	Albany Law School	55.	Molloy College
5.	Albany Medical College	56.	Mount Saint Mary College
6.	Alfred University	57.	Mount Sinai School of Medicine
7.	American Academy of Dramatic Arts	58.	Nazareth College of Rochester
8.	American Academy McAllister Institute	59.	New York College of Health Professions
9.	Bank Street College of Education	60.	The New School
10.	Bard College	61.	New York Chiropractic College
11.	Barnard College	62.	New York College of Podiatric Medicine
12.	Phillips Beth Israel School of Nursing	63.	New York Institute of Technology
13.	Boricua College	64.	New York Law School
14.	Brooklyn Law School	65.	New York Medical College
15.	Canisius College of Buffalo	66.	New York School of Interior Design
16.	Cazenovia College	67.	New York University
17.	Clarkson University	68.	Niagara University
18.	Cochran School of Nursing	69.	Pace University
19.	Colgate University	70.	Paul Smith's College of Arts & Sciences
20.	Metropolitan College of New York	71.	Pratt Institute
21.	College of Mount Saint Vincent	72.	Excelsior College
22.	College of New Rochelle	73.	Relay School of Education
23.	College of Saint Rose	74.	Rensselaer Polytechnic Institute
24.	Columbia University	75.	Roberts Wesleyan College
25.	Cooper Union	76.	Rochester Institute of Technology
26.	Cornell University	77.	Rockefeller University
27.	Culinary Institute of America	78.	The Sage Colleges
28.	Daemen College	79.	St. Bonaventure University
29.	Dominican College of Blauvelt	80.	St. Elizabeth College of Nursing
30.	D'Youville College	81.	St. Francis College
31.	Ellis Hospital School of Nursing	82.	St. John Fisher College
32.	Elmira College	83.	St. John's University
33.	Fordham University	84.	St. Joseph's College
34.	Hamilton College	85.	St. Joseph's Hospital School of Nursing
35.	Hartwick College	86.	St. Lawrence University
36.	Helene Fuld College of Nursing	87.	St. Thomas Aquinas College
37.	Hilbert College	88.	Sarah Lawrence College
38.	Hobart and William Smith Colleges	89.	Siena College
39.	Hofstra University	90.	Skidmore College
40.	Iona College	91.	Syracuse University
41.	Ithaca College	92.	Teachers College
42.	Juilliard School (The)	93.	Touro College
43.	Keuka College	94.	Trocaire College
44.	LeMoyne College	95.	Union College
45.	Long Island University	96.	University of Rochester
46.	Manhattan College	97.	Utica College
47.	Manhattan School of Music	98.	Vassar College
48.	Manhattanville College	99.	Villa Maria College of Buffalo
49.	Maria College of Albany	100.	Wagner College
50.	Marist College	101.	Webb Institute
51.	Marymount Manhattan College	102.	Wells College
		103.	Yeshiva University