Memorandum to Presidents

Date: December 20, 1977

From: Office of the University Counsel and Vice Chancellor for Legal Affairs

Subject: Student Debt Obligations/Bankruptcy and Statute of Limitations (Opinion of the Attorney General)

The Attorney General has issued a formal opinion advising that the State University may continue to withhold transcripts or refuse re-enrollment to individuals owing a debt to the University, regardless of the fact that the debtor may have received a discharge in bankruptcy or that the statute of limitations may have run against the debt.

Accordingly, neither bankruptcy nor the expiration of the statute of limitations would create an exemption from the Trustees' regulation which states:

"...[E]xcept where otherwise authorized, no person shall receive credit or other official recognition for work completed satisfactorily, or be allowed to re-register, until all tuition, fees and all other charges authorized by State University have been paid, or University student loan obligations have been satisfied." (§302.1(j) of Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York)

Walter J. Relihan, Jr.

This memorandum addressed to:

Presidents, State-operated campuses

Copies for information sent to:

Presidents, Community Colleges
Deans, Statutory Colleges
President Rose
Vice President Cook

cc: Business Officers, State-operated campuses