

STATE OF NEW YORK

8146

2017-2018 Regular Sessions

IN ASSEMBLY

May 31, 2017

Introduced by M. of A. SEPULVEDA, VANEL, HARRIS, MOSLEY, JENNE, SIMON, GOODELL, MONTESANO, GOTTFRIED, COLTON, LUPINACCI, McDONOUGH, BLAKE, COOK, BRABENEC, WRIGHT, PICHARDO, ARROYO, SOLAGES, BICHOTTE, ABINANTI, LAVINE, McDONALD, BUTLER, ROZIC, CRESPO, DE LA ROSA, GANTT, DAVILA, RAIA, KEARNS, THIELE, CUSICK, PEOPLES-STOKES, RA, LUPARDO, DILAN, RIVERA, ENGLEBRIGHT, PRETLOW, ORTIZ, AUBRY, STIRPE, PAULIN, MAGEE, BENEDETTO, JEAN-PIERRE, M. G. MILLER, HIKIND, SIMANOWITZ, MAYER, FAHY, WEPRIN, DenDEKKER, BRAUNSTEIN, HEVESI, LENTOL, LIFTON, BRONSON, BARRON, JOYNER, LOPEZ, HUNTER, STECK, RICHARDSON, KIM, WALKER, HYNDMAN, DiPIETRO, HOOPER, ROSENTHAL, PHEFFER AMATO, McLAUGHLIN, MORINELLO, BRINDISI, GRAF, NORRIS, TITONE, JAFFEE, MAGNARELLI, ERRIGO, SEAWRIGHT, GIGLIO, DICKENS, DINOWITZ, GJONAJ, D'URSO, CURRAN, MOYA, GUNTHER, BARCLAY, GALEF, LAWRENCE -- Multi-Sponsored by -- M. of A. FITZPATRICK, GARBARINO, McKEVITT, MURRAY, PERRY, RAMOS, RODRIGUEZ, SKARTADOS, TITUS -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to establishing the New York state leaders of tomorrow scholarship; and to amend the state finance law, in relation to the disposition of moneys from the state lottery fund

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- 1 Section 1. The education law is amended by adding a new section 669-i
- 2 to read as follows:
- 3 § 669-i. The New York state leaders of tomorrow scholarship. 1.
- 4 Recipient qualifications. (a) Eligible students. Awards shall be made to
- 5 the valedictorian from each public high school in New York state who are
- 6 enrolled in approved programs in public or private not-for-profit degree
- 7 granting institutions; provided, that, no award shall exceed one hundred
- 8 percent of the amount of tuition charged.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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1 (b) GPA requirements. Notwithstanding paragraph c of subdivision four
2 of section six hundred sixty-one of this part, a school shall certify
3 that a recipient has achieved a grade point average necessary for
4 successful completion of his or her coursework to receive payment under
5 the award.

6 2. Duration. No undergraduate shall be eligible for more than four
7 academic years of study, or five academic years if the program of study
8 normally requires five years. An undergraduate student enrolled in an
9 eligible two-year program approved by the commissioner shall be eligible
10 for no more than two academic years. Under no circumstances shall a
11 student receive an award for a two-year program for more than two
12 consecutive years of academic study or four consecutive semesters of
13 academic study; or at a four or five-year program, for more than four
14 consecutive years or eight consecutive semesters of academic study or
15 five consecutive years, or ten consecutive semesters of study if the
16 program normally requires five years. Notwithstanding, such duration may
17 be extended for an allowable interruption of study including, but not
18 limited to, death of a family member, medical leave, military service,
19 and parental leave, as established by the corporation in regulations.

20 3. Amount. Within the amounts appropriated therefor and based on
21 availability of funds, awards shall be granted beginning with the two
22 thousand eighteen--two thousand nineteen academic year and thereafter to
23 applicants that the corporation has determined are eligible to receive
24 such awards. The amount of the award under this program shall be a total
25 sum of five thousand dollars per recipient.

26 4. Matching awards. Commencing with the two thousand seventeen--two
27 thousand eighteen academic year and thereafter, participating insti-
28 tutions shall credit each recipient's remaining tuition expenses in an
29 amount equal to the recipient's award under this section. Such credit
30 shall be applied after the recipient has received an institutional aid
31 package, if any, to ensure that this program does not reduce institu-
32 tional aid that would otherwise be granted.

33 5. Rules and regulations. The corporation is authorized to promulgate
34 rules and regulations, and may promulgate emergency regulations, neces-
35 sary for the implementation of the provisions of this section.

36 § 2. Subdivision 3 of section 92-c of the state finance law, as
37 amended by chapter 913 of the laws of 1977, is amended to read as
38 follows:

39 3. The moneys in such fund shall be appropriated or transferred only
40 (i) for repayment of first instance expenditures incurred in the opera-
41 tion of the state lottery, (ii) for the state fiscal year commencing
42 April first, nineteen hundred seventy-six only for the purpose of
43 providing aid to pupils with special educational needs as defined in
44 paragraph e of subdivision one of section thirty-six hundred two of the
45 education law, and pupils with handicapping conditions receiving state
46 financial support for programs delineated in paragraph f of subdivision
47 one of section thirty-six hundred two, article eighty-three, article
48 eighty-five, article eighty-seven, article eighty-eight, article eight-
49 y-nine, article forty and subdivision seventeen of section thirty-six
50 hundred two of the education law, and for any state fiscal year commenc-
51 ing after such nineteen hundred seventy-six fiscal year for the purpose
52 of providing aid to all school children pursuant to the provisions of
53 subdivision four of this section, (iii) for elementary and secondary
54 education, (iv) for expenditures for machines or other capital equipment
55 which the division of the lottery is authorized to purchase for the
56 operation of the lottery [and]. (v) for payment in the state fiscal

1 years commencing April first, nineteen hundred seventy-seven, nineteen
2 hundred seventy-eight and nineteen hundred seventy-nine into the winter
3 sports education trust fund, as created in section four hundred ninety-
4 five-a of article ten-C of the education law, for the purposes of such
5 fund in accordance with the provisions of subdivision five of this
6 section[~~Payments~~], provided that payments into such trust fund shall
7 discontinue at such time as the sum of one hundred million dollars, in
8 the aggregate, has been paid into such fund or upon March thirty-first,
9 nineteen hundred eighty, whichever event occurs first, and (vi) for the
10 New York state leaders of tomorrow scholarship established by section
11 six hundred sixty-nine-i of the education law. Nothing herein shall
12 prohibit the purchase of machines or other capital equipment from funds
13 appropriated for expenditures under paragraph (i) hereof.
14 § 3. This act shall take effect immediately.