S T A T E O F N E W Y O R K

3267

2009-2010 Regular Sessions

I N A S S E M B L Y

January 23, 2009

Introduced by M. of A. CHRISTENSEN, GREENE, ORTIZ, P. RIVERA, GABRYSZAK, ZEBROWSKI -- Multi-Sponsored by -- M. of A. ABBATE, ALFANO, BRENNAN, CAMARA, COOK, JOHN, LIFTON, V. LOPEZ, LUPARDO, PEOPLES, PHEFFER, REILLY -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to residency requirements for educational awards, grants, and loans

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraphs a and b of subdivision 5 of section 661 of the education law, as amended by chapter 466 of the laws of 1977, are amended to read as follows:

a. Except as provided in subdivision two of section six hundred seventy-four OF THIS PART, an applicant for an award at the undergraduate level of study must either (i) have been a legal resident of the state for at least one year immediately preceding the beginning of the semester, quarter or term of attendance for which application for assistance is made, or (ii) be a legal resident of the state and have been a legal resident during his OR HER last two semesters of high school either prior to graduation, or prior to admission to college, OR (III) BE A MEMBER OF THE ARMED FORCES STATIONED IN NEW YORK OR HIS OR HER DEPENDENTS INCLUDING SPOUSE. Provided further that persons shall be eligible to receive awards under section six hundred sixty-eight or section six hundred sixty-nine OF THIS PART who are currently legal residents of the state and are otherwise qualified.

b. An applicant for an award at the graduate level of study must either (i) have been a legal resident of the state for at least one year immediately preceding the beginning of the semester, quarter or term of attendance for which application for assistance is made, or (ii) be a legal resident of the state and have been a legal resident during his last academic year of undergraduate study and have continued to be a legal resident until matriculation in the graduate program, OR (III) BE A MEMBER OF THE ARMED FORCES STATIONED IN NEW YORK OR HIS OR HER DEPENDENTS INCLUDING SPOUSE.

S 2. This act shall take effect immediately.

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

LBD05515-01-9