

3497

2011-2012 Regular Sessions

I N A S S E M B L Y

January 25, 2011

Introduced by M. of A. GABRYSZAK -- read once and referred to the
Committee on Higher Education

AN ACT to amend the education law, in relation to eliminating the use of
certain pensions in the determination of the amount of student finan-
cial aid

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

1 Section 1. Subdivision 1 of section 663 of the education law, as
2 amended by section 1 of part F of chapter 57 of the laws of 2009, is
3 amended to read as follows:
4 1. Income defined. Except as otherwise provided in this section,
5 "income" shall be the total of the combined net taxable income [and
6 income from pensions of New York state, local governments and the feder-
7 al government] of the applicant, the applicant's spouse, and the appli-
8 cant's parents as reported in New York state income tax returns for the
9 calendar year next preceding the beginning of the school year for which
10 application for assistance is made, except that any amount received by
11 an applicant as a scholarship at an educational institution or as a
12 fellowship grant, including the value of contributed services and accom-
13 modations, shall not be included within the definition of "income" for
14 the purposes of this article. The term "parent" shall include birth
15 parents, stepparents, adoptive parents and the spouse of an adoptive
16 parent. Income, if not a whole dollar amount, shall be assumed to be
17 equal to the next lowest whole dollar amount. Any change in the status
18 of an applicant with regard to the persons responsible for the appli-
19 cant's support occurring after the beginning of any semester shall not
20 be considered to change the applicant's award for that semester.
21 S 2. This act shall take effect immediately.

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

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