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

3400

2013-2014 Regular Sessions

I N A S S E M B L Y

January 25, 2013

Introduced by M. of A. GLICK, MILLMAN, JAFFEE -- Multi-Sponsored by -- M. of A. FARRELL, MAGEE, SWEENEY -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to a change in circumstance of income and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subdivision 5 of section 663 of the education law, as amended by section 3 of part J of chapter 58 of the laws of 2011, is amended to read as follows:

5. Adjustments of income. (A) In the determination of income for purposes of paragraphs a and b of subdivision three of section six hundred sixty-seven of this part if, during the academic year in which the applicant will receive an award, one of either the parents of the applicant or other dependent child of such parents, the spouse of the applicant, or one or more dependent children of the applicant, in addition to the applicant, will be in full-time attendance in an approved program, the combined net taxable income determined under subdivision one of this section shall be reduced by three thousand dollars and an additional two thousand dollars for each other such person additional to the aforesaid persons (including the applicant) who will be in such attendance, and the resulting amount shall be deemed the applicable income in determining the applicant's award for the academic year.

(B) WHEN MAKING ADJUSTMENTS TO INCOME FOR CHANGE IN CIRCUMSTANCE, THE CORPORATION SHALL, PURSUANT TO RULES AND REGULATIONS, INCLUDE THE FOLLOWING AS CAUSES FOR CHANGE IN STATUS OF THE APPLICANT: (I) CATASTROPHIC ILLNESS OF THE APPLICANT; AND (II) THE APPLICANT OR THE SPOUSE OF THE APPLICANT BEING CALLED TO ACTIVE MILITARY DUTY.

S 2. This act shall take effect immediately and shall expire and be deemed repealed June 30, 2014.

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

LBD04559-01-3