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2013-2014 Regular Sessions

I N A S S E M B L Y

January 30, 2013

Introduced by M. of A. GLICK, WRIGHT, MILLMAN, PEOPLES-STOKES, COLTON, BARRON, LUPARDO -- Multi-Sponsored by -- M. of A. GALEF, GOTTFRIED, HEASTIE, JAFFEE, MAGEE, MARKEY, PAULIN, SWEENEY, WEISENBERG -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to tuition assistance program awards

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

1 Section 1. Clause (A) of subparagraph (i) of paragraph a of subdivi-
2 sion 3 of section 667 of the education law, as amended by section 1 of
3 part B of chapter 60 of the laws of 2000, item 1 as amended by section 1
4 and item 2 as amended by section 2 of part H of chapter 58 of the laws
5 of 2011, subitem (c) of item 1 as separately amended and subitem (d) of
6 item 1 as added by section 1 of part E of chapter 58 of the laws of
7 2011, is amended to read as follows:
8 (A) (1) In the case of students who have not been granted an exclusion
9 of parental income, HAVE BEEN GRANTED AN EXCLUSION OF PARENTAL INCOME
10 PURSUANT TO SUBDIVISION FOUR OF SECTION SIX HUNDRED SIXTY-THREE OF THIS
11 PART, or had a dependent for income tax purposes during the tax year
12 next preceding the academic year for which application is made, except
13 for those students who have been granted exclusion of parental income
14 who have a spouse but no other dependent:
15 (a) For students first receiving aid after nineteen hundred ninety-
16 three--nineteen hundred ninety-four and before two thousand--two thou-
17 sand one, four thousand one hundred twenty-five dollars; or
18 (b) For students first receiving aid in nineteen hundred ninety-three-
19 -nineteen hundred ninety-four or earlier, three thousand five hundred
20 seventy-five dollars; or
21 (c) For students first receiving aid in two thousand--two thousand one
22 and thereafter, five thousand dollars; or

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

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(d) For undergraduate students enrolled in a program of study at a non-public degree-granting institution that does not offer a program of study that leads to a baccalaureate degree, or at a registered not-for-profit business school qualified for tax exemption under section 501(c)(3) of the internal revenue code for federal income tax purposes that does not offer a program of study that leads to a baccalaureate degree, four thousand dollars. Provided, however, that this subitem shall not apply to students enrolled in a program of study leading to a certificate or degree in nursing.

(2) In the case of students receiving awards pursuant to subparagraph (iii) of this paragraph and those students who have been granted exclusion of parental income who have a spouse but no other dependent.

(a) For students first receiving aid in nineteen hundred ninety-four --nineteen hundred ninety-five and nineteen hundred ninety-five--nineteen hundred ninety-six and thereafter, three thousand twenty-five dollars, or

(b) For students first receiving aid in nineteen hundred ninety-two--nineteen hundred ninety-three and nineteen hundred ninety-three--nineteen hundred ninety-four, two thousand five hundred seventy-five dollars, or

(c) For students first receiving aid in nineteen hundred ninety-one--nineteen hundred ninety-two or earlier, two thousand four hundred fifty dollars; or

S 2. Clause (A) of subparagraph (iii) of paragraph a of subdivision 3 of section 667 of the education law, as amended by section 3 of part H of chapter 58 of the laws of 2011, is amended to read as follows:

(A) For students who have been granted exclusion of parental income PURSUANT TO SUBDIVISION THREE OF SECTION SIX HUNDRED SIXTY-THREE OF THIS PART and were single with no dependent for income tax purposes during the tax year next preceding the academic year for which application is made, the base amount, as determined in subparagraph (i) of this paragraph, shall be reduced in relation to income as follows:

Amount of income	Schedule of reduction of base amount
(1) Less than three thousand dollars	None
(2) Three thousand dollars or more, but not more than ten thousand dollars	Thirty-one per centum of amount in excess of three thousand dollars

S 3. Subparagraph (iii) of paragraph b of subdivision 3 of section 667 of the education law, as amended by chapter 309 of the laws of 1996, is amended to read as follows:

(iii) For students who have been granted exclusion of parental income PURSUANT TO SUBDIVISION THREE OF SECTION SIX HUNDRED SIXTY-THREE OF THIS PART and were single with no dependent for income tax purposes during the tax year next preceding the academic year for which application is made, the base amount, as determined in subparagraph (i) of this paragraph, shall be reduced in relation to income as follows:

Amount of income	Schedule of reduction of base amount
(A) Less than three thousand	None

1 dollars
2 (B) Three thousand dollars or Thirty-one per centum of
3 more, but not more than ten amount in excess of three
4 thousand dollars thousand dollars
5 S 4. This act shall take effect immediately.