

S. 7249

A. 9555

S E N A T E - A S S E M B L Y

May 7, 2014

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IN SENATE -- Introduced by Sens. LANZA, GOLDEN, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

IN ASSEMBLY -- Introduced by M. of A. MALLIOTAKIS, BORELLI -- 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. Paragraph a of subdivision 3 of section 663 of the educa-  
2     tion law, as amended by section 4 of part J of chapter 58 of the laws of  
3     2011, is amended to read as follows:  
4     a. In determining the amount of an award for GRADUATE AND UNDERGRADU-  
5     ATE students, the income of the parents shall be excluded if the student  
6     has been emancipated from his parents.  
7     S 2. The opening paragraph of subparagraph 1 of paragraph b of subdi-  
8     vision 3 of section 663 of the education law, as amended by section 5 of  
9     part J of chapter 58 of the laws of 2011, is amended to read as follows:  
10    The applicant is a student who was married on or before December thir-  
11    ty-first of the calendar year prior to the beginning of the academic  
12    year for which application is made or is an undergraduate student who  
13    has reached the age of twenty-two on or before June thirtieth prior to  
14    the academic year for which application is made OR IS A GRADUATE STUDENT  
15    and who, during the calendar year next preceding the semester, quarter  
16    or term of attendance for which application is made and at all times  
17    subsequent thereto up to and including the entire period for which  
18    application is made:  
19    S 3. Paragraph d of subdivision 3 of section 663 of the education law,  
20    as amended by section 6 of part J of chapter 58 of the laws of 2011, is  
21    amended to read as follows:  
22    d. Any GRADUATE OR undergraduate student who was allowed to exclude  
23    parental income pursuant to the provisions of FORMER subdivision three  
24    of section six hundred three of this chapter as they existed prior to

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

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1 July first, nineteen hundred seventy-four may continue to exclude such  
2 income for so long as he continues to comply with such provisions.

3 S 4. Subdivision 1 and 2 of section 667 of the education law, subdivi-  
4 sion 1 as amended by chapter 622 of the laws of 2008 and subdivision 2  
5 as amended by section 1 of part J of chapter 58 of the laws of 2011, are  
6 amended to read as follows:

7 1. Recipient qualifications. Tuition assistance program awards are  
8 available for all students who are enrolled in approved programs and who  
9 demonstrate the ability to complete such courses, in accordance with  
10 standards established by the commissioner provided, however, that no  
11 award shall be made unless tuition (exclusive of educational fees) and,  
12 if applicable, the college fee levied by the state university of New  
13 York pursuant to the April first, nineteen hundred sixty-four financing  
14 agreements with the New York state dormitory authority charged for the  
15 program in which the student is enrolled total at least two hundred  
16 dollars a year, and provided further that, no award can exceed one  
17 hundred percent of the amount of tuition charged. NOTHING IN THIS  
18 SECTION, SECTION SIX HUNDRED SIXTY-ONE OF THIS PART, OR ANY OTHER  
19 PROVISION OF THIS CHAPTER SHALL BE READ TO EXCLUDE ANY GRADUATE PROGRAM  
20 FROM CLASSIFICATION BY THE COMMISSIONER AS AN APPROVED PROGRAM FOR THE  
21 PURPOSES OF THIS SECTION.

22 2. Duration. No undergraduate shall be eligible for more than four  
23 academic years of study, or five academic years if the program of study  
24 normally requires five years. Students enrolled in a program of remedial  
25 study, approved by the commissioner in an institution of higher educa-  
26 tion and intended to culminate in a degree in undergraduate study shall,  
27 for purposes of this section, be considered as enrolled in a program of  
28 study normally requiring five years. An undergraduate student enrolled  
29 in an eligible two year program of study approved by the commissioner  
30 shall be eligible for no more than three academic years of study. NO  
31 GRADUATE STUDENT SHALL BE ELIGIBLE FOR MORE THAN FOUR ACADEMIC YEARS OF  
32 STUDY PROVIDED, HOWEVER, THAT NO GRADUATE STUDENT SHALL BE ELIGIBLE FOR  
33 MORE THAN ONE DEGREE PROGRAM AT THE MASTER'S, FIRST PROFESSIONAL OR  
34 DOCTORATE LEVEL. NO STUDENT SHALL BE ELIGIBLE FOR A TOTAL OF MORE THAN  
35 THE EQUIVALENT OF EIGHT YEARS OF COMBINED UNDERGRADUATE AND GRADUATE  
36 STUDY. Any semester, quarter, or term of attendance during which a  
37 student receives any award under this article, after the effective date  
38 of the former scholar incentive program and prior to academic year nine-  
39 teen hundred eighty-nine--nineteen hundred ninety, shall be counted  
40 toward the maximum term of eligibility for tuition assistance under this  
41 section, except that any semester, quarter or term of attendance during  
42 which a student received an award pursuant to section six hundred  
43 sixty-six of this subpart shall be counted as one-half of a semester,  
44 quarter or term, as the case may be, toward the maximum term of eligi-  
45 bility under this section. Any semester, quarter or term of attendance  
46 during which a student received an award pursuant to section six hundred  
47 sixty-seven-a of this subpart shall not be counted toward the maximum  
48 term of eligibility under this section.

49 S 5. This act shall take effect immediately.