

7841

2015-2016 Regular Sessions

I N A S S E M B L Y

May 28, 2015

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

AN ACT to amend the education law, in relation to the New York state district attorney and indigent legal services attorney loan forgiveness program

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

1 Section 1. Paragraph b of subdivision 2 of section 679-e of the education law, as amended by section 1 of part VV of chapter 56 of the laws
2 of 2009, is amended to read as follows:
3 b. "Eligible period" means the six-year period after completion of the
4 third year and before the commencement of the tenth year of employment
5 as an eligible attorney. For purposes of this section, all periods of
6 time during which an admitted attorney was employed as an eligible
7 attorney and all periods of time during which a law school graduate
8 awaiting admission to the New York state bar was employed by a prosecuting
9 or criminal defense agency as permitted by section four hundred
10 eighty-four of the judiciary law shall be combined. A PERIOD OF LEAVE
11 WITHOUT PAY, OR OTHER PERIODS WHICH AN ELIGIBLE ATTORNEY IS NOT IN A PAY
12 STATUS SHALL NOT COUNT TOWARD THE COMPLETION OF REQUIRED SERVICE PERIOD
13 REEMPLOYMENT. THE SERVICE COMPLETION DATE SHALL BE EXTENDED BY THE TOTAL
14 TIME SPENT IN NON-PAY STATUS. HOWEVER, ABSENCE BECAUSE OF UNIFORMED
15 SERVICE WITH A RECOGNIZED BRANCH OF THE UNITED STATES MILITARY, AUTHORIZED
16 MATERNITY/PATERNITY, FMLA, OR DUE TO COMPENSABLE INJURY SHALL BE
17 CONSIDERED CREDITABLE, WITHIN THE SOLE DISCRETION OF THE PRESIDENT,
18 TOWARD THE REQUIRED SERVICE PERIOD UPON REEMPLOYMENT.
19 S 2. This act shall take effect immediately and shall be deemed to
20 have been in full force and effect on and after January 1, 2010.
21

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

LBD10660-03-5