

2392--A

2015-2016 Regular Sessions

I N S E N A T E

January 22, 2015

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the domestic relations law and the family court act, in relation to child support for children attending a college ROTC program, a military college, a military preparatory school or one of the United States military academies

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

1 Section 1. Paragraph f of subdivision 1 of part B of section 236 of
2 the domestic relations law, as amended by chapter 281 of the laws of
3 1980, is amended to read as follows:
4 f. The term "child support" shall mean a sum paid pursuant to court
5 order or decree by either or both parents or pursuant to a valid agree-
6 ment between the parties for care, maintenance and education of any
7 unemancipated child under the age of twenty-one years. FOR PURPOSES OF
8 THIS PARAGRAPH, A CHILD UNDER THE AGE OF TWENTY-ONE YEARS WHO ATTENDS A
9 COLLEGE RESERVE OFFICERS' TRAINING CORPS (ROTC) PROGRAM, A MILITARY
10 COLLEGE, A MILITARY PREPARATORY SCHOOL OR ONE OF THE UNITED STATES MILI-
11 TARY ACADEMIES SHALL NOT BE DEEMED EMANCIPATED SOLELY FOR ATTENDING SUCH
12 EDUCATIONAL INSTITUTION.
13 S 2. Subparagraph 2 of paragraph (b) of subdivision 1-b of section 240
14 of the domestic relations law, as added by chapter 567 of the laws of
15 1989, is amended to read as follows:
16 (2) "Child support" shall mean a sum to be paid pursuant to court
17 order or decree by either or both parents or pursuant to a valid agree-
18 ment between the parties for care, maintenance and education of any
19 unemancipated child under the age of twenty-one years. FOR PURPOSES OF
20 THIS SUBPARAGRAPH, A CHILD UNDER THE AGE OF TWENTY-ONE YEARS WHO ATTENDS
21 A COLLEGE RESERVE OFFICERS' TRAINING CORPS (ROTC) PROGRAM, A MILITARY

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

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2 TARY ACADEMIES SHALL NOT BE DEEMED EMANCIPATED SOLELY FOR ATTENDING SUCH
3 EDUCATIONAL INSTITUTION.

4 S 3. Subparagraph 2 of paragraph (b) of subdivision 1 of section 413
5 of the family court act, as amended by chapter 567 of the laws of 1989,
6 is amended to read as follows:

7 (2) "Child support" shall mean a sum to be paid pursuant to court
8 order or decree by either or both parents or pursuant to a valid agree-
9 ment between the parties for care, maintenance and education of any
10 unemancipated child under the age of twenty-one years. FOR PURPOSES OF
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16 S 4. This act shall take effect immediately.