

# STATE OF NEW YORK

6515--A

2017-2018 Regular Sessions

## IN ASSEMBLY

March 8, 2017

Introduced by M. of A. NOLAN, BENEDETTO, JAFFEE, MOSLEY, TITONE --  
Multi-Sponsored by -- M. of A. ENGLEBRIGHT -- (at request of the State  
Education Department) -- read once and referred to the Committee on  
Education -- reported and referred to the Committee on Ways and Means  
-- committee discharged, bill amended, ordered reprinted as amended  
and recommitted to said committee

AN ACT to amend the education law, in relation to providing aid for  
blind or deaf students in relation to the purchase and use of supports  
for the education of students who are blind, deaf, deaf-blind, or hard  
of hearing

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

Section 1. Section 4210 of the education law, as amended by chapter 53  
of the laws of 1989, paragraph (b) of subdivision 1 as amended by chap-  
ter 53 of the laws of 1990, is amended to read as follows:

§ 4210. Aid for blind or deaf students. 1. a. Whenever a blind or deaf  
person, who is a citizen of this state and a student in actual attend-  
ance at a college, university, technical or professional school, includ-  
ing agriculture and technical institutes and state institutes of applied  
arts and sciences, located in this state and authorized by law to grant  
degrees, or licensed private career schools as defined in article one  
hundred one of this title and located in this state, other than an  
institution established for the regular instruction of the blind or  
deaf, shall be designated by the trustees thereof as a fit person to  
receive the aid hereinafter provided for, there shall be paid by the  
state for the use of such student a sum not to exceed [~~one~~] four thou-  
sand dollars per annum, subject to terms and conditions prescribed by  
the commissioner in regulations and within the limits of the appropri-  
ation therefor, with which to [~~employ persons to read to such blind  
student~~] provide such students with support to read, including the  
employment of persons to read to such student and/or the purchase of

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

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1 technology to assist the student in reading from text-books and  
2 pamphlets [~~used by such student~~] in his or her studies at such college,  
3 university or school, or to aid [~~a deaf~~] such student, in receiving  
4 instruction in such studies[~~, In case such a college, university, tech-~~  
5 ~~nical or professional school as will meet the needs or requirements of~~  
6 ~~such a student is not located within this state, such a sum shall be~~  
7 ~~paid by this state for the use of such student attending such a college,~~  
8 ~~university, technical or professional school which shall conform to the~~  
9 ~~requirements of this section in another state. Such a sum shall also be~~  
10 ~~available to aid a deaf student in receiving instruction in a regularly~~  
11 ~~approved institution for the deaf located outside of the state but with-~~  
12 ~~in one hundred fifty miles of the borders thereof].~~

13 b. The trustees of any institution meeting the requirements of this  
14 section shall submit reports in such form and at such times as  
15 prescribed by the commissioner identifying the number of students eligi-  
16 ble to receive aid pursuant to this subdivision and shall estimate the  
17 funds needed to support such students as provided herein. The commis-  
18 sioner shall advance twice during the school year to each such institu-  
19 tion such estimated amounts within the limits of the annual appropri-  
20 ation provided therefore.

21 [~~d.~~] c. At the conclusion of the academic year for which such funds  
22 are provided, each institution receiving funds pursuant to this subdivi-  
23 sion shall submit to the commissioner a final accounting for the use of  
24 such funds and any additional reporting requirements prescribed by the  
25 commissioner in regulations and shall return any unspent funds.

26 2. Such moneys shall be paid annually, after the beginning of the  
27 school year of such institution, by the commissioner of taxation and  
28 finance on the warrant of the comptroller, to the treasurer of such  
29 institution, on his presenting an account showing the actual number of  
30 blind or deaf students matriculated and attending the institution, which  
31 account shall be verified by the president of the institution and accom-  
32 panied by his certificate that the trustees have recommended the  
33 students named in said account as hereinbefore provided.

34 3. The trustees of any of the said institutions shall recommend no  
35 blind or deaf person, who is not regularly matriculated, and who is not  
36 in good and regular standing, and who is not working for a degree from  
37 the institution in which he or she is matriculated; and no blind or deaf  
38 person shall be recommended, who is not doing the work regularly  
39 prescribed by the institution for the degree for which he or she is a  
40 candidate. The moneys so paid to any such institution shall be disbursed  
41 for the purposes aforesaid by and under the direction of its board of  
42 trustees.

43 4. Funds appropriated in the two thousand seventeen--two thousand  
44 eighteen academic year and thereafter for the purposes of this initi-  
45 ative shall be allocated on a first-come, first serve basis based on the  
46 order of applications received by the commissioner, in a timeframe and  
47 manner prescribed by the commissioner in regulations.

48 5. Funds allocated pursuant to this section shall supplement not  
49 supplant any aid provided and/or devices currently used by the college,  
50 university, technical or professional school, including agriculture and  
51 technical institutes and state institutes of applied arts and sciences  
52 or licensed private career schools as defined in article one hundred one  
53 of this title, for the purposes of this section.

54 § 2. This act shall take effect on the ninetieth day after it shall  
55 have become a law.