STATE OF NEW YORK

8146--A

2017-2018 Regular Sessions

IN ASSEMBLY

May 31, 2017

Introduced by M. of A. SEPULVEDA, VANEL, HARRIS, MOSLEY, JENNE, SIMON, GOODELL, MONTESANO, GOTTFRIED, COLTON, McDONOUGH, BLAKE, COOK, BRABENEC, WRIGHT, PICHARDO, ARROYO, SOLAGES, BICHOTTE, ABINANTI, LAVINE, McDONALD, BUTLER, ROZIC, CRESPO, DE LA ROSA, GANTT, DAVILA, RAIA, THIELE, CUSICK, PEOPLES-STOKES, RA, LUPARDO, DILAN, RIVERA, ENGLEBRIGHT, PRETLOW, ORTIZ, AUBRY, STIRPE, PAULIN, MAGEE, BENEDETTO, JEAN-PIERRE, M. G. MILLER, HIKIND, MAYER, FAHY, WEPRIN, DenDEKKER, BRAUNSTEIN, HEVESI, LENTOL, LIFTON, BRONSON, BARRON, JOYNER, HUNTER, STECK, RICHARDSON, KIM, WALKER, HYNDMAN, DiPIETRO, HOOPER, L. ROSENTHAL, PHEFFER AMATO, MORINELLO, BRINDISI, NORRIS, TITONE, JAFFEE, MAGNARELLI, ERRIGO, SEAWRIGHT, GIGLIO, DICKENS, DINOWITZ, D'URSO, CURRAN, GUNTHER, BARCLAY, GALEF, LAWRENCE -- Multi-Sponsored by -- M. of A. FITZPATRICK, GARBARINO, MURRAY, PERRY, RAMOS, RODRIGUEZ, SKARTADOS, TITUS -- read once and referred to the Committee on Higher Education -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to establishing the New York state leaders of tomorrow scholarship; and to amend the state finance law, in relation to the disposition of moneys from the state lottery fund

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

Section 1. The education law is amended by adding a new section 669-i to read as follows:

§ 669-i. The New York state leaders of tomorrow scholarship. 1. Recipient qualifications. (a) Eligible students. Awards shall be made to the valedictorian from each public high school in New York state who are enrolled in approved programs in public or private not-for-profit degree granting institutions; provided, that, no award shall exceed one hundred percent of the amount of tuition charged.

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

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(b) GPA requirements. Notwithstanding paragraph c of subdivision four of section six hundred sixty-one of this part, a school shall certify that a recipient has achieved a grade point average necessary for successful completion of his or her coursework to receive payment under the award.

2. Duration. No undergraduate shall be eligible for more than four academic years of study, or five academic years if the program of study normally requires five years. An undergraduate student enrolled in an eligible two-year program approved by the commissioner shall be eligible for no more than two academic years. Under no circumstances shall a student receive an award for a two-year program for more than two consecutive years of academic study or four consecutive semesters of academic study; or at a four or five-year program, for more than four consecutive years or eight consecutive semesters of academic study or five consecutive years, or ten consecutive semesters of study if the program normally requires five years. Notwithstanding, such duration may be extended for an allowable interruption of study including, but not limited to, death of a family member, medical leave, military service, and parental leave, as established by the corporation in regulations.

3. Amount. Within the amounts appropriated therefor and based on availability of funds, awards shall be granted beginning with the two thousand nineteen--two thousand twenty academic year and thereafter to applicants that the corporation has determined are eligible to receive such awards. The amount of the award under this program shall be a total sum of five thousand dollars per recipient.

4. Matching awards. Commencing with the two thousand eighteen--two thousand nineteen academic year and thereafter, participating institutions shall credit each recipient's remaining tuition expenses in an amount equal to the recipient's award under this section. Such credit shall be applied after the recipient has received an institutional aid package, if any, to ensure that this program does not reduce institutional aid that would otherwise be granted.

5. Rules and regulations. The corporation is authorized to promulgate rules and regulations, and may promulgate emergency regulations, necessary for the implementation of the provisions of this section.

§ 2. Subdivision 3 of section 92-c of the state finance law, as amended by chapter 913 of the laws of 1977, is amended to read as follows:

3. The moneys in such fund shall be appropriated or transferred only (i) for repayment of first instance expenditures incurred in the operation of the state lottery, (ii) for the state fiscal year commencing April first, nineteen hundred seventy-six only for the purpose of providing aid to pupils with special educational needs as defined in paragraph e of subdivision one of section thirty-six hundred two of the education law, and pupils with handicapping conditions receiving state financial support for programs delineated in paragraph f of subdivision one of section thirty-six hundred two, article eighty-three, article eighty-five, article eighty-seven, article eighty-eight, article eighty-nine, article forty and subdivision seventeen of section thirty-six hundred two of the education law, and for any state fiscal year commencing after such nineteen hundred seventy-six fiscal year for the purpose of providing aid to all school children pursuant to the provisions of subdivision four of this section, (iii) for elementary and secondary education, (iv) for expenditures for machines or other capital equipment which the division of the lottery is authorized to purchase for the operation of the lottery [~~and~~], (v) for payment in the state fiscal

years commencing April first, nineteen hundred seventy-seven, nineteen hundred seventy-eight and nineteen hundred seventy-nine into the winter sports education trust fund, as created in section four hundred ninety-five-a of article ten-C of the education law, for the purposes of such fund in accordance with the provisions of subdivision five of this section[~~. Payments~~]**, provided that payments** into such trust fund shall discontinue at such time as the sum of one hundred million dollars, in the aggregate, has been paid into such fund or upon March thirty-first, nineteen hundred eighty, whichever event occurs first**, and (vi) for the New York state leaders of tomorrow scholarship established by section six hundred sixty-nine-i of the education law**. Nothing herein shall prohibit the purchase of machines or other capital equipment from funds appropriated for expenditures under paragraph (i) hereof.

§ 3. This act shall take effect immediately.