STATE OF NEW YORK

1220

2023-2024 Regular Sessions

IN SENATE

January 10, 2023

Introduced by Sen. COMRIE -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to allowing the higher education services corporation to consider an applicant's change in income due to the loss of employment in determining eligibility and award amount for the tuition assistance program; and to provide for the repeal of such provisions upon the expiration thereof

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

Section 1. Subdivision 5 of section 663 of the education law, as amended by section 3 of part J of chapter 58 of the laws of 2011, is amended to read as follows:

5. **a.** Adjustments of income. In the determination of income for purposes of paragraphs a and b of subdivision three of section six hundred sixty-seven of this part if, during the academic year in which the applicant will receive an award, one of either the parents of the applicant or other dependent child of such parents, the spouse of the applicant, or one or more dependent children of the applicant, in addition to the applicant, will be in full-time attendance in an approved program, the combined net taxable income determined under subdivision one of this section shall be reduced by three thousand dollars and an additional two thousand dollars for each other such person additional to the aforesaid persons (including the applicant) who will be in such attendance, and the resulting amount shall be deemed the applicable income in determining the applicant's award for the academic year.

b. For the two thousand twenty-three--two thousand twenty-four academic year, the corporation, pursuant to rules and regulations, shall consider an applicant's change in income due to the loss of employment of the applicant or parent of the applicant and utilize the applicant's income reported in New York state income tax returns for the prior calendar year in making adjustments to eligibility and the amount of the

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

LBD03282-01-3

award for such academic year. The corporation may require such documentary evidence, testimony or affidavits as it deems sufficient in granting such an adjustment of an award.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed December 31, 2024.