

# 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:

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

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

17 b. For the two thousand twenty-three--two thousand twenty-four academ-  
18 ic year, the corporation, pursuant to rules and regulations, shall  
19 consider an applicant's change in income due to the loss of employment  
20 of the applicant or parent of the applicant and utilize the applicant's  
21 income reported in New York state income tax returns for the prior  
22 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.

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1 award for such academic year. The corporation may require such documen-  
2 tary evidence, testimony or affidavits as it deems sufficient in grant-  
3 ing such an adjustment of an award.  
4 § 2. This act shall take effect immediately and shall expire and be  
5 deemed repealed December 31, 2024.