

7512--A

I N S E N A T E

April 16, 2010

Introduced by Sens. DIAZ, MONTGOMERY, OPPENHEIMER, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the elder law, in relation to considering in-kind support in determining grantees of the naturally occurring retirement community supportive service program

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

1 Section 1. Paragraphs (d) and (k) of subdivision 4 of section 209 of
2 the elder law are amended to read as follows:
3 (d) the financial OR IN-KIND support required to be provided to the
4 project by the owners, managers and residents of the housing develop-
5 ment; provided, however, that such criteria need not address whether the
6 funding is public or private, or the source of such support;
7 (k) a requirement that any aid provided pursuant to this section be
8 matched by an equal amount, IN-KIND SUPPORT OF EQUAL VALUE, OR SOME
9 COMBINATION THEREOF from other sources, PROVIDED THAT SUCH IN-KIND
10 SUPPORT TO BE UTILIZED ONLY UPON APPROVAL FROM THE DIRECTOR AND ONLY TO
11 THE EXTENT MATCHING FUNDS ARE NOT AVAILABLE, and that at least twenty-
12 five percent of such amount be contributed by the housing development
13 governing body or other owners or managers and residents of the apart-
14 ment buildings and housing complexes in which the project is proposed;
15 and
16 S 2. Subparagraph 6 of paragraph (c) of subdivision 5-a of section 209
17 of the elder law, as added by section 2 of part E of chapter 58 of the
18 laws of 2005, is amended to read as follows:
19 (6) a requirement that the applicant commit to raising matching funds,
20 IN-KIND SUPPORT, OR SOME COMBINATION THEREOF from non-state sources
21 [of], PROVIDED THAT SUCH IN-KIND SUPPORT BE UTILIZED ONLY UPON APPROVAL
22 FROM THE DIRECTOR AND ONLY TO THE EXTENT MATCHING FUNDS ARE NOT AVAIL-
23 ABLE, EQUAL TO fifteen percent of the state grant in the second year
24 after the program is approved, twenty-five percent in the third year,
25 forty percent in the fourth year, and fifty percent in the fifth year,

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

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1 and further commit that in each year, twenty-five percent of such
2 required matching funds, IN-KIND SUPPORT, OR COMBINATION THEREOF be
3 raised within the community served. Such local community matching funds,
4 IN-KIND SUPPORT, OR COMBINATION THEREOF shall include but not be limited
5 to: dues, fees for service, individual and community contributions, and
6 such other funds as the advisory committee and the director shall deem
7 appropriate;

8 S 3. This act shall take effect immediately.