

3602

2009-2010 Regular Sessions

I N A S S E M B L Y

January 27, 2009

Introduced by M. of A. CROUCH -- read once and referred to the Committee
on Social Services

AN ACT to amend the social services law, in relation to people receiving
public assistance

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

1 Section 1. Section 131 of the social services law is amended by adding
2 a new subdivision 9-a to read as follows:
3 9-A. UPON DETERMINING THAT A PERSON IS ELIGIBLE FOR ANY FORM OR CATE-
4 GORY OF PUBLIC ASSISTANCE AND PRIOR TO MAKING ANY DISTRIBUTION TO SUCH
5 PERSON, THE SOCIAL SERVICES OFFICIAL SHALL REQUIRE THE PERSON SEEKING
6 ASSISTANCE TO SUBMIT TO A DRUG TEST. THE COMMISSIONER OF HEALTH SHALL
7 ESTABLISH RULES AND REGULATIONS REGARDING THE METHOD OF TESTING, THE
8 FREQUENCY OF TESTING, THE SUBSTANCES FOR WHICH TO BE TESTED, AND WHAT
9 CONSTITUTES FAILING SUCH DRUG TEST. IF A PERSON FAILS THE DRUG TEST, HE
10 OR SHE SHALL ENROLL IN A DRUG REHABILITATION PROGRAM CERTIFIED BY THE
11 COMMISSIONER OF HEALTH. SUCH PERSON SHALL NOT BE ELIGIBLE TO RECEIVE ANY
12 ASSISTANCE UNDER THIS CHAPTER IF HE OR SHE FAILS TO ENROLL AND ACTIVELY
13 PARTICIPATE IN THE REHABILITATION PROGRAM.
14 S 2. This act shall take effect on the one hundred eightieth day after
15 it shall have become a law.

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

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