

S T A T E O F N E W Y O R K

2584--A

2009-2010 Regular Sessions

I N S E N A T E

February 24, 2009

Introduced by Sens. GOLDEN, BONACIC, DeFRANCISCO, HANNON, O. JOHNSON, LANZA, LARKIN, MAZIARZ, MORAHAN, PADAVAN, VOLKER -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- recommitted to the Committee on Aging in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the elder law, in relation to state aid for certain non-medical services to the elderly

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

1 Section 1. Paragraph (j) of subdivision 4 of section 214 of the elder
2 law is amended to read as follows:
3 (j) Within the amounts appropriated therefor, counties authorized to
4 provide expanded non-medical in-home services, non-institutional respite
5 services, case management services, and ancillary services pursuant to
6 paragraph (i) of this subdivision shall be eligible for reimbursement by
7 the state of up to seventy-five percent of allowable expenditures for
8 approved services pursuant to this section up to the level authorized by
9 the director. The director shall not authorize a level of state
10 reimbursement pursuant to this paragraph which exceeds the sum of nine-
11 ty-one thousand two hundred fifty dollars or seven dollars thirty cents
12 for each elderly person residing in the county, whichever is greater,
13 and shall proportionately reduce such sum for each county in any years
14 for which appropriations are not sufficient to fully fund approved
15 expanded non-medical in-home services, non-institutional respite
16 services, case management services, and ancillary services for func-
17 tionally impaired elderly in all counties with approved home care plans;
18 provided however that in state fiscal years beginning on or after the
19 first day of April, two thousand five, the director, with the approval
20 of the director of the budget, may authorize state reimbursement ON A
21 PROPORTIONAL BASIS in excess of these levels to the extent appropri-

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

LBD08175-02-0

1 ations are available therefor. THE LEVEL OF STATE REIMBURSEMENT PURSU-
2 ANT TO THIS PARAGRAPH WHICH THE DIRECTOR OF THE BUDGET MAY AUTHORIZE
3 SHALL NOT EXCEED THE FOLLOWING SUMS FOR EACH ELDERLY PERSON RESIDING IN
4 THE COUNTY:

5 (1) IN STATE FISCAL YEARS BEGINNING ON OR AFTER THE FIRST DAY OF
6 APRIL, TWO THOUSAND ELEVEN, THE SUM OF TWO HUNDRED NINE THOUSAND EIGHT
7 HUNDRED NINETY-SIX DOLLARS OR SIXTEEN DOLLARS AND SEVENTY-NINE CENTS FOR
8 EACH ELDERLY PERSON RESIDING IN THE COUNTY, WHICHEVER IS GREATER;

9 (2) IN STATE FISCAL YEARS BEGINNING ON OR AFTER THE FIRST DAY OF
10 APRIL, TWO THOUSAND TWELVE, THE SUM OF TWO HUNDRED TWENTY-EIGHT THOUSAND
11 NINE HUNDRED EIGHTY-SEVEN DOLLARS OR EIGHTEEN DOLLARS AND THIRTY-ONE
12 CENTS FOR EACH ELDERLY PERSON RESIDING IN THE COUNTY, WHICHEVER IS
13 GREATER;

14 (3) IN STATE FISCAL YEARS BEGINNING ON OR AFTER THE FIRST DAY OF
15 APRIL, TWO THOUSAND THIRTEEN, THE SUM OF TWO HUNDRED FORTY-EIGHT THOU-
16 SAND SEVENTY-EIGHT DOLLARS OR NINETEEN DOLLARS AND EIGHTY-FOUR CENTS FOR
17 EACH ELDERLY PERSON RESIDING IN THE COUNTY, WHICHEVER IS GREATER;

18 (4) IN STATE FISCAL YEARS BEGINNING ON OR AFTER THE FIRST DAY OF
19 APRIL, TWO THOUSAND FOURTEEN, THE SUM OF TWO HUNDRED EIGHTY-SIX THOUSAND
20 TWO HUNDRED SIXTY-ONE DOLLARS OR TWENTY-TWO DOLLARS AND NINETY CENTS FOR
21 EACH ELDERLY PERSON RESIDING IN THE COUNTY, WHICHEVER IS GREATER.

22 S 2. This act shall take effect immediately.