

4347

2009-2010 Regular Sessions

I N   A S S E M B L Y

February 3, 2009

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Introduced by M. of A. GREENE, BENJAMIN, CASTRO, CHRISTENSEN, EDDINGTON,  
STIRPE -- Multi-Sponsored by -- M. of A. PHEFFER, SWEENEY -- read once  
and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to providing notice  
to applicants of potential liability for public assistance benefits

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

1     Section 1. The section heading of section 104 of the social services  
2     law is amended and a new subdivision 5 is added to read as follows:  
3     Recovery from a person discovered to have property; NOTICE AND  
4     INFORMED CONSENT.  
5     5. NOTWITHSTANDING ANY LAW, RULE OR REGULATION TO THE CONTRARY, AN  
6     APPLICANT FOR PUBLIC ASSISTANCE AND CARE OR FOR SUPPLEMENTAL SECURITY  
7     INCOME BENEFITS SHALL BE FULLY INFORMED, ORALLY AND IN WRITING, THAT HE  
8     OR SHE MAY BE LIABLE TO REIMBURSE THE STATE FOR PUBLIC ASSISTANCE AND  
9     CARE, AS DEFINED IN SUBDIVISION EIGHTEEN OF SECTION TWO OF THIS CHAPTER,  
10    RECEIVED, OR FOR BENEFITS RECEIVED, AS PROVIDED FOR IN THIS TITLE. SUCH  
11    APPLICANT SHALL SIGN AN ACKNOWLEDGMENT FORM, PROVIDED BY THE OFFICE OF  
12    TEMPORARY AND DISABILITY ASSISTANCE, SEPARATE FROM OTHER APPLICATION-RE-  
13    LATED FORMS, AND THE LOCAL DEPARTMENT SHALL KEEP SUCH ACKNOWLEDGMENT  
14    FORM IN SUCH APPLICANT'S FILE.  
15    S 2. This act shall take effect on the ninetieth day after it shall  
16    have become a law.

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

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