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

5238

2009-2010 Regular Sessions

I N A S S E M B L Y

February 11, 2009

Introduced by M. of A. ESPAILLAT, TOWNS -- Multi-Sponsored by -- M. of A. ALFANO, BARRA, GOTTFRIED -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to state funding for children and family services

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

Section 1. Paragraph (b) of subdivision 2 of section 153-k of the social services law, as added by section 15 of part C of chapter 83 of the laws of 2002, is amend to read as follows:

(b) State reimbursement to each social services district shall be limited to the district's allocation of the foster care block grant. The state funds appropriated for the foster care block grant shall be apportioned among the social services districts by the office of children and family services based on the district's claiming history and other factors. Such apportionments shall be subject to the approval of the director of the budget. NOTWITHSTANDING THE PROVISIONS OF THIS CHAPTER OR OF ANY OTHER PROVISION OF LAW TO THE CONTRARY, ANY SOCIAL SERVICES DISTRICT WHICH RECEIVES FUNDS PURSUANT TO THIS SUBDIVISION SHALL PAY ALL AUTHORIZED AGENCIES WITH WHICH IT CONTRACTS FOR FOSTER CARE THE STANDARD OF PAYMENT ISSUED BY THE OFFICE OF CHILDREN AND FAMILY SERVICES PURSUANT TO SECTION THREE HUNDRED NINETY-EIGHT-A OF THIS CHAPTER. SOCIAL SERVICES DISTRICTS AND SUCH AGENCIES MAY NEGOTIATE A HIGHER RATE FOR ADDITIONAL SERVICES PROVIDED THAT ANY PAYMENT IN EXCESS OF THE STANDARD OF PAYMENT SHALL NOT BE SUBJECT TO REIMBURSEMENT PURSUANT TO SECTION THREE HUNDRED NINETY-EIGHT-A OF THIS CHAPTER.

S 2. This act shall take effect immediately, provided that the amendments to paragraph (b) of subdivision 2 of section 153-k of the social services law, made by section one of this act, shall not affect the expiration and repeal of such section and shall expire and be deemed repealed therewith.

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

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