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

1083

2009-2010 Regular Sessions

I N S E N A T E

January 26, 2009

Introduced by Sens. DILAN, ADAMS, DIAZ, DUANE, HASSELL-THOMPSON, KRUEGER, MONTGOMERY, ONORATO, SAMPSON, SAVINO, SCHNEIDERMAN, THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services

AN ACT to amend the social services law, in relation to temporary preinvestigation grants

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

Section 1. Section 133 of the social services law is amended to read as follows:

S 133. Temporary preinvestigation [grant] EMERGENCY NEEDS ASSISTANCE OR CARE. UPON APPLICATION FOR PUBLIC ASSISTANCE OR CARE UNDER THIS CHAPTER, THE LOCAL SOCIAL SERVICES DISTRICT SHALL NOTIFY THE APPLICANT BOTH VERBALLY AND IN WRITING OF THE AVAILABILITY OF A MONETARY GRANT ADEQUATE TO MEET EMERGENCY NEEDS ASSISTANCE OR CARE AND SHALL, AT SUCH TIME, DETERMINE WHETHER SUCH PERSON IS IN IMMEDIATE NEED. If it shall appear that a person is in immediate need, [temporary assistance or care] EMERGENCY NEEDS ASSISTANCE OR CARE shall be granted pending completion of an investigation. THE NOTIFICATION REQUIRED BY THIS SECTION SHALL INCLUDE A STATEMENT THAT SUCH PERSON HAS A RIGHT TO AN EXPEDITED HEARING WHEN EMERGENCY NEEDS ASSISTANCE OR CARE IS DENIED. A PUBLIC ASSISTANCE APPLICANT WHO HAS BEEN DENIED EMERGENCY NEEDS ASSISTANCE OR CARE MUST BE ADVISED OF THE REASON FOR SUCH DENIAL AND PROVIDED WITH A WRITTEN DETERMINATION WHICH SETS FORTH THE BASIS FOR SUCH DENIAL.

S 2. This act shall take effect immediately.

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

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