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

3266

2011-2012 Regular Sessions

I N A S S E M B L Y

January 24, 2011

Introduced by M. of A. SCHIMMINGER, GABRYSZAK -- Multi-Sponsored by -- M. of A. GIGLIO, HOOPER, J. RIVERA, N. RIVERA, TOWNS -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to eligibility for medical assistance

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

Section 1. Subparagraph 2 of paragraph (n), subparagraph 2 of paragraph (o), and subparagraph 2 of paragraph (p) of subdivision 4 of section 366 of the social services law, subparagraph 2 of paragraph (n) as added by chapter 584 of the laws of 1989, subparagraph 2 of paragraph (o) as amended by section 97 of part B of chapter 436 of the laws of 1997, and subparagraph 2 of paragraph (p) as amended by section 65 of part C of chapter 58 of the laws of 2009, are amended to read as follows:

(2) For purposes of this paragraph, resources available to such families OF LESS THAN FIFTY THOUSAND DOLLARS shall not be considered nor required to be applied toward the payment or part payment of the cost of medical assistance care, services and supplies available under this paragraph.

(2) For purposes of determining eligibility under this paragraph, family income is determined by use of the same methodology used to determine eligibility for the aid to dependent children program as it existed on the sixteenth day of July, nineteen hundred ninety-six and resources available to such family OF LESS THAN FIFTY THOUSAND DOLLARS shall not be considered nor required to be applied to the cost of medical care, services or supplies available under this paragraph.

(2) For purposes of determining eligibility for medical assistance under this paragraph, family income shall be determined by use of the same methodology used to determine eligibility for the aid to dependent children program as it existed on the sixteenth day of July, nineteen

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

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hundred ninety-six provided, however, that costs incurred for medical or remedial care shall not be considered and resources available to such families OF LESS THAN FIFTY THOUSAND DOLLARS shall not be considered nor required to be applied toward the payment or part payment of the cost of medical care, services and supplies available under this paragraph.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law. Effective immediately the commissioners of health and temporary and disability assistance are authorized to promulgate any and all rules and regulations and take any other measures necessary to implement this act on its effective date on or before such date.