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

5077--A

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sen. VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the elder law, in relation to authorizing certain county operated NY Connects: Choices for Long Term Care programs to participate in a universal assessment demonstration program

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

Section 1. Subdivision 8 of section 203 of the elder law, as added by section 18 of part B of chapter 58 of the laws of 2007, is renumbered subdivision 9 and a new subdivision 10 is added to read as follows:

10. THE DIRECTOR, IN CONSULTATION WITH THE COMMISSIONER OF HEALTH, SHALL ESTABLISH A UNIFORM ASSESSMENT DEMONSTRATION PROGRAM. THE PURPOSE OF THIS INITIATIVE IS TO DETERMINE THE EFFECTIVENESS OF THE UNIFORM ASSESSMENT PROGRAM FUNDED PURSUANT TO CHAPTER FIFTY-THREE OF THE LAWS OF TWO THOUSAND ELEVEN. THE DIRECTOR SHALL SELECT ONE OR MORE COUNTY OPERATED NY CONNECTS: CHOICES FOR LONG TERM CARE PROVIDERS TO PARTICIPATE BASED ON CRITERIA ESTABLISHED BY THE DIRECTOR. THE DEMONSTRATION PROGRAM SHALL ASSESS WHETHER THE UNIFORM ASSESSMENT TOOL IS EFFECTIVE IN DETERMINING THE APPROPRIATE LEVEL OF LONG TERM CARE FOR INDIVIDUALS IN NEED OF NON-MEDICAL HOME AND COMMUNITY BASED SERVICES ADMINISTERED BY THE OFFICE, OR ANY OTHER PROGRAMS AS DETERMINED BY THE DIRECTOR. FUNDING SHALL BE MADE AVAILABLE FROM THE APPROPRIATION MADE FOR SERVICES AND EXPENSES, INCLUDING GRANTS, OF THE UNIFORM ASSESSMENT PROGRAM, FROM THE GENERAL FUND-LOCAL ASSISTANCE ACCOUNT TO THE OFFICE OF LONG TERM CARE WITHIN THE DEPARTMENT OF HEALTH PURSUANT TO CHAPTER FIFTY-THREE OF THE LAWS OF TWO THOUSAND ELEVEN, AND SHALL BE SUB-ALLOCATED BY THE DEPARTMENT OF HEALTH TO THE OFFICE TO SUPPORT THE ADMINISTRATION OF THE DEMONSTRATION PROGRAM.

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

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S 2. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.