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

311--C

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sens. DIAZ, AVELLA, ESPAILLAT, SAMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Social Services in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The social services law is amended by adding a new section 110-b to read as follows:

S 110-B. RECOVERY FROM A PERSON DISCOVERED TO HAVE PROPERTY; NOTICE AND INFORMED CONSENT. NOTWITHSTANDING ANY LAW, RULE OR REGULATION TO THE CONTRARY, AN APPLICANT FOR PUBLIC ASSISTANCE SHALL BE FULLY INFORMED, ORALLY AND IN WRITING, THAT HE OR SHE MAY BE LIABLE TO REIMBURSE THE STATE FOR PUBLIC ASSISTANCE BENEFITS RECEIVED, AS PROVIDED FOR IN THIS TITLE. SUCH APPLICANT SHALL SIGN AN ACKNOWLEDGMENT FORM, PROVIDED BY THE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE, SEPARATE FROM OTHER APPLICATION-RELATED FORMS, AND THE LOCAL DEPARTMENT SHALL KEEP SUCH ACKNOWLEDGMENT FORM IN SUCH APPLICANT'S FILE; PROVIDED, HOWEVER, THAT PRODUCTION OF SUCH FORM SHALL NOT BE REQUIRED FOR THE RECOVERY OF PUBLIC WELFARE BENEFITS. NOTHING IN THIS SECTION SHALL BE DEEMED TO PREVENT THE LOCAL SOCIAL SERVICES DISTRICT FROM MAINTAINING ITS RECORDS ELECTRONICALLY.

S 2. This act shall take effect on June 30, 2015.

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

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