STATE OF NEW YORK

3120

2017-2018 Regular Sessions

IN ASSEMBLY

January 26, 2017

Introduced by M. of A. BRINDISI, CAHILL, STIRPE, LENTOL, STECK, LUPARDO, FAHY, OTIS, LAVINE, JENNE, GUNTHER, CYMBROWITZ, ROZIC, ABBATE, HEVESI, TITUS, ENGLEBRIGHT, GALEF, McDONALD, ABINANTI, GOTTFRIED, MAGNARELLI, SKOUFIS, ZEBROWSKI -- Multi-Sponsored by -- M. of A. MAGEE, SKARTADOS, TITONE -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to additional state payments to aged, blind and disabled and personal allowance accounts for individuals receiving enhanced residential care

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (c) of subdivision 1 of section 131-o of the social services law, as amended by section 1 of part O of chapter 54 of the laws of 2016, is amended to read as follows:

(c) **(1)** in the case of each individual receiving enhanced residential care, an amount equal to at least $193.00 for each month beginning on or after January first, two thousand sixteen.

(2) in the case of each individual receiving enhanced residential care, an amount equal to at least $229.00 for each month beginning on or after April first, two thousand seventeen.

§ 2. Paragraphs (e) and (f) of subdivision 2 of section 209 of the social services law, as amended by section 2 of part O of chapter 54 of the laws of 2016, are amended to read as follows:

(e) (i) **(1)** On and after January first, two thousand sixteen, for an eligible individual receiving enhanced residential care, $1427.00; and [~~(ii)~~] **(2)** for an eligible couple receiving enhanced residential care, two times the amount set forth in [~~subparagraph (i)~~] **clause one** of this [~~paragraph~~] **subparagraph**.

(ii) (1) On and after April first, two thousand seventeen, for an eligible individual receiving enhanced residential care, $1688.00; and (2) for an eligible couple receiving enhanced residential care, two times the amount set forth in clause one of this subparagraph.

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

LBD00485-01-7

(f) **(i)** The amounts set forth in paragraphs (a) through (e) of this subdivision shall be increased to reflect any increases in federal supplemental security income benefits for individuals or couples which become effective on or after January first, two thousand seventeen but prior to June thirtieth, two thousand seventeen.

(ii) In addition to the amounts provided in subparagraph (i) of this paragraph, on and after April first, two thousand seventeen, the additional state payment portion of the amounts set forth in paragraph (e) of this subdivision shall be annually increased by the same percentage of any federal supplemental security income cost of living adjustment which becomes effective on or after January first, but prior to June thirtieth, of each calendar year, rounded to the nearest whole dollar.

§ 3. This act shall take effect on the same date and in the same manner as part O of chapter 54 of the laws of 2016, takes effect.