STATE OF NEW YORK

5391

2017-2018 Regular Sessions

IN SENATE

March 24, 2017

Introduced by Sen. SERINO -- (at request of the Office for the Aging) -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

AN ACT to amend the elder law, in relation to authorizing participant cost sharing

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

Section 1. Section 203 of the elder law is amended by adding a new subdivision 12 to read as follows:

12. The director is hereby authorized to develop participant cost sharing protocols for all programs administered by the office that are funded by a state appropriation and/or by federal appropriation to the extent permissible by federal law. Cost share payments received by any entity that administers or operates such programs, including the designated agency, as defined in paragraph (a) of subdivision one of section two hundred fourteen of this title, and the designated agency's contractors, shall be used to supplement, not supplant, funds by state and/or federal appropriation. Cost share payments received under this subdivision shall be used by the designated agency to expand services provided by the designated agency or its subcontractors under such programs. To the extent that a match is required, the cost share received under this provision may not be applied towards such match. Participant cost sharing shall not apply to individuals with incomes at or below two hundred fifty percent of the federal poverty line.

§ 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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