STATE OF NEW YORK

5689

2019-2020 Regular Sessions

IN ASSEMBLY

February 14, 2019

Introduced by M. of A. TITUS, CYMBROWITZ, DINOWITZ -- Multi-Sponsored by -- M. of A. AUBRY, CAHILL, COOK, GANT, GLICK, ORTIZ, PAULIN -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to the personal expense allowance for residents of residential health care facilities receiving or eligible to receive supplemental security income payments and/or additional state payments

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

Section 1. Item (A) of clause (i), item (A) of clause (ii), and clause (iii) of subparagraph 10 of paragraph (a) of subdivision 2 of section 366 of the social services law, item (A) of clause (i) as added by chapter 705 of the laws of 1988, item (A) of clause (ii) as amended by chapter 855 of the laws of 1990, and clause (iii) as amended by chapter 170 of the laws of 1994, are amended to read as follows:

(A) for the personal expenses of a resident of a residential health care facility, as defined by section twenty-eight hundred one of the public health law, the amount of [~~fifty-five~~] **one hundred** dollars per month;

(A) for the personal expenses of a resident of a residential health care facility, as defined by section twenty-eight hundred one of the public health law, the amount of [~~fifty~~] **one hundred** dollars per month;

(iii) Notwithstanding the provisions of clauses (i) and (ii) of this subparagraph, the personal needs allowance for a person who is a veteran having neither a spouse nor a child, or a surviving spouse of a veteran having no child, who receives a reduced pension from the federal veterans administration, and who is a resident of a nursing facility, as defined in section 1919 of the federal social security act, shall be equal to such reduced monthly pension but shall not exceed [~~ninety~~] **one hundred** dollars per month.

§ 2. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.

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

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