

# STATE OF NEW YORK

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1211

2019-2020 Regular Sessions

## IN SENATE

January 11, 2019

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Introduced by Sen. RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Health

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:

1 Section 1. Item (A) of clause (i), item (A) of clause (ii), and clause  
2 (iii) of subparagraph 10 of paragraph (a) of subdivision 2 of section  
3 366 of the social services law, item (A) of clause (i) as added by chap-  
4 ter 705 of the laws of 1988, item (A) of clause (ii) as amended by chap-  
5 ter 855 of the laws of 1990, and clause (iii) as amended by chapter 170  
6 of the laws of 1994, are amended to read as follows:

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

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

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

22 § 2. This act shall take effect on the first of April next succeeding  
23 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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