

STATE OF NEW YORK

5540

2019-2020 Regular Sessions

IN ASSEMBLY

February 13, 2019

Introduced by M. of A. GOODELL, RAIA, MORINELLO, FRIEND -- Multi-Sponsored by -- M. of A. BARCLAY, GIGLIO, B. MILLER -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to requiring participation in educational programs leading to a high school diploma or high school equivalency diploma for those seeking public assistance

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

1 Section 1. Purpose. The legislature hereby finds that obtaining a
2 high school diploma or a high school equivalency diploma is often essen-
3 tial for successful private sector employment, and personal financial
4 independence, self-sufficiency and success. Indeed, many occupations
5 require a high school diploma or high school equivalency diploma as a
6 precondition for employment. Individuals without a high school diploma
7 or high school equivalency diploma are often relegated to low paying
8 jobs, and suffer much higher unemployment rates than those with a high
9 school diploma or high school equivalency diploma. It is therefore in
10 the public interest to require individuals who are capable of obtaining
11 a high school diploma or high school equivalency diploma to be engaged
12 in good faith efforts to obtain that objective.

13 § 2. Section 131 of the social services law is amended by adding a new
14 subdivision 21 to read as follows:

15 21. Notwithstanding any provisions of this chapter or other law to the
16 contrary, no public assistance shall be given to or for any person over
17 five years of age or under thirty-five years of age who does not have a
18 high school diploma or a high school equivalency diploma or is not duly
19 enrolled and participating in good faith toward the attainment of a high
20 school diploma or a high school equivalency diploma, unless such person
21 has been determined by a medical, psychiatric or other appropriate
22 professional to lack the requisite capacity to complete successfully
23 such a course of study or the local social services district determines

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

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1 that such a course of study is not practical or cost-effective based on
2 the person's employment background or experience, job training,
3 possession of a career development occupational studies credential, work
4 skills, health, disability, the lack of available educational programs,
5 or other factors.

6 § 3. The commissioner of temporary and disability assistance shall
7 have the authority to promulgate or amend any regulations necessary for
8 the implementation of this act.

9 § 4. This act shall take effect on the one hundred twentieth day after
10 it shall have become a law.