

STATE OF NEW YORK

10476

IN ASSEMBLY

May 27, 2022

Introduced by COMMITTEE ON RULES -- (at request of M. of A. McMahon) --
read once and referred to the Committee on Ways and Means

AN ACT to amend the social services law, in relation to medical assistance to certain disabled individuals

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

1 Section 1. Subparagraph 5 of paragraph (c) of subdivision 1 of section
2 366 of the social services law, as added by section 1 of part D of chapter 56 of the laws of 2013, is amended to read as follows:

3 (5) A disabled individual at least sixteen years of age, but under the
4 age of sixty-five, who: would be eligible for benefits under the supplemental security income program but for earnings in excess of the allowable limit; has net available income that does not exceed two hundred
5 fifty percent of the applicable federal income official poverty line, as defined and updated by the United States department of health and human
6 services, for a one-person or two-person household, as defined by the commissioner in regulation; has household resources, as defined in paragraph (e) of subdivision two of section three hundred sixty-six-c of
7 this title, other than retirement accounts, that do not exceed [~~twenty~~
8 ~~thousand dollars for a one-person household or thirty thousand dollars~~
9 ~~for a two-person household, as defined by the commissioner in regulation~~]
10 one hundred fifty percent of the income amount permitted under
11 subparagraph seven of paragraph (a) of subdivision two of this section,
12 for a one-person or two-person household, as defined by the commissioner
13 in regulation; and contributes to the cost of medical assistance
14 provided pursuant to this subparagraph in accordance with subdivision
15 twelve of section three hundred sixty-seven-a of this title; for
16 purposes of this subparagraph, disabled means having a medically determinable impairment of sufficient severity and duration to qualify for
17 benefits under section 1902(a)(10)(A)(ii)(xv) of the social security
18 act.

19 § 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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