

# STATE OF NEW YORK

4865

2021-2022 Regular Sessions

## IN ASSEMBLY

February 8, 2021

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

AN ACT to amend the social services law, in relation to requiring the  
homestead exemption used in the calculation for public assistance to  
be the same as the homestead exemption under the civil practice law  
and rules

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

Section 1. Paragraphs (d) and (i) of subdivision 1 of section 131-n of  
the social services law, as separately amended by chapters 323 and 329  
of the laws of 2019, are amended to read as follows:

(d) the home which is the usual residence of the household, provided  
that the value thereof does not exceed the homestead exemption specified  
in subdivision (a) of section five thousand two hundred six of the civil  
practice law and rules,

(i) for a period of six months, real property which the household is  
making a good faith effort to sell, in accordance with department regu-  
lations and tangible personal property necessary for business or for  
employment purposes in accordance with department regulations~~[-]~~,  
provided, however, that the social services district shall be entitled  
to recover the cost of assistance or care provided during such six month  
period up to the net equity value of such property and may, in its  
discretion, impose a lien on such property to ensure repayment of such  
assistance upon the sale of such property, and

§ 2. This act shall take effect immediately; provided, however, that  
the amendments to section 131-n of the social services law made by  
section one of this act shall not affect the expiration and reversion of  
such section and shall be deemed to expire therewith.

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

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