

# STATE OF NEW YORK

9099--A

## IN ASSEMBLY

January 31, 2022

Introduced by M. of A. CUSICK, SIMON -- read once and referred to the Committee on Social Services -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the social services law, in relation to providing for the automated identification of affordability program participants

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

Section 1. The social services law is amended by adding a new section 131-ss to read as follows:

§ 131-ss. Automated identification of affordability program participants. 1. Definitions. For the purposes of this section, the following terms shall have the following meanings:

(a) "Commissioner" shall mean the commissioner of the office of temporary and disability assistance.

(b) "Affordability program participant" shall mean a household that is determined to be eligible by the appropriate agency for any of the following programs:

(i) Public assistance;

(ii) Supplemental security income;

(iii) Supplemental Nutrition Assistance Program (SNAP);

(iv) Low income home energy assistance program;

(v) Veteran's disability pension;

(vi) Veteran's surviving spouse pension;

(vii) Child health plus;

(viii) Lifeline; and

(ix) Any other income-based assistance program identified by the public service commission in consultation with the office.

(c) "Office" shall mean the office of temporary disability assistance.

(d) "Utility corporation" shall mean a corporation regulated pursuant to article two of the public service law.

(e) "Utility corporation energy affordability programs" shall be defined by the public service commission and shall include programs which are intended to assist customers with energy affordability by reducing customers' energy burden.

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

LBD14413-02-2

1     2. Within one hundred eighty days of the effective date of this  
2     section, the commissioner shall establish a statewide program to provide  
3     for automated identification of eligible affordability program partic-  
4     ipants for participation in utility corporation energy affordability  
5     programs.

6     3. The office shall engage with utility corporations to establish  
7     automated file matching mechanisms that will provide, via electronic  
8     means, to utility corporations a list of eligible affordability program  
9     participants within the utility corporation's service territory.

10    4. The office shall conduct automated file matching to identify utili-  
11    ty corporation customer accounts that are also affordability program  
12    participants and such information shall be provided to utility corpo-  
13    rations no less than semi-annually. Utility corporation customer  
14    accounts identified by the office as eligible for participation in  
15    available utility corporation energy affordability programs as a result  
16    of such file matching shall be enrolled in such programs within sixty  
17    days of receipt of the office communicating the results of the automated  
18    file matching to the utility corporation. Any information provided to  
19    the utility corporations related to affordability program participants  
20    pursuant to this section shall be redacted as necessary to protect any  
21    information that is protected under any state or federal privacy laws,  
22    kept confidential, and shall only be utilized for the purpose of  
23    confirming eligibility in the utility corporation energy affordability  
24    program.

25    5. The commissioner may adopt, on an emergency basis pursuant to arti-  
26    cle two of the state administrative procedure act, any rules necessary  
27    to carry out the provisions of this article.

28    6. The commissioner may delegate the administration of any portion of  
29    this program to any state agency, city, county, town, contractor or  
30    non-profit organization in accordance with the provisions of this arti-  
31    cle and applicable federal requirements. Provided however, such privacy  
32    and confidentiality limitations prescribed in subdivision four of this  
33    section shall apply to any entity that the commissioner delegates the  
34    administration of the program to.

35    § 2. This act shall take effect immediately.