STATE OF NEW YORK

3884

2021-2022 Regular Sessions

IN SENATE

February 1, 2021

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services

AN ACT to amend the social services law, in relation to exempting amounts received from any financial settlement for childhood sexual abuse for determining eligibility for or amount of benefits

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

Section 1. Section 131-n of the social services law, as amended by section 16 of part B of chapter 436 of the laws of 1997, is amended by adding a new subdivision 4 to read as follows:

4. If and to the extent permitted by federal law and regulations, amounts received from any financial settlement for childhood sexual abuse shall be exempt from consideration as income or resources for the purposes of determining eligibility for and the amount of benefits under any program provided under the authority of this chapter.

§ 2. Section 131-n of the social services law, as amended by chapter 635 of the laws of 1976, is amended by adding a new subdivision 3 to read as follows:

3. If and to the extent permitted by federal law and regulations, amounts received from any financial settlement for childhood sexual abuse shall be exempt from consideration as income or resources for the purposes of determining eligibility for and the amount of benefits under any program provided under the authority of this chapter.

§ 3. This act shall take effect immediately; provided that the amendments to section 131-n of the social services law made by section one of this act shall be subject to the expiration and reversion of such subdivision pursuant to section 153 of part B of chapter 436 of the laws of 1997 as amended, when upon such date the provisions of section two of this act shall take effect.

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

LBD07764-01-1