

STATE OF NEW YORK

2614

2023-2024 Regular Sessions

IN ASSEMBLY

January 26, 2023

Introduced by M. of A. ANGELINO, BRABENEC, K. BROWN, DeSTEFANO, DiPIETRO, LEMONDES, MANKTELOW, McDONOUGH, MORINELLO -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to people receiving public assistance

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

1 Section 1. Section 131 of the social services law is amended by adding
2 a new subdivision 9-a to read as follows:

3 9-a. a. Upon determining that a person is eligible for any form or
4 category of public assistance and prior to making any distribution to
5 such person, the social services official shall require the person seek-
6 ing assistance to submit to a drug test. The commissioner of health
7 shall establish rules and regulations regarding the method of testing,
8 the frequency of testing, the substances for which to be tested, and
9 what constitutes failing such drug test. If a person fails the drug
10 test, he or she shall enroll in a drug rehabilitation program certified
11 by the commissioner of health. Such person shall not be eligible to
12 receive any assistance under this chapter if he or she fails to enroll
13 and actively participate in the rehabilitation program.

14 b. Any health care professional, law enforcement agency or court shall
15 report substance abuse information of persons eligible for any form or
16 category of public assistance to the commissioner. The commissioner
17 shall launch an investigation into and withhold public assistance from
18 any person reported under this paragraph and have such person placed
19 into a substance abuse rehabilitation facility or another program to end
20 the drug abuse.

21 § 2. This act shall take effect on the one hundred eightieth day after
22 it shall have become a law.

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

LBD06463-01-3