STATE OF NEW YORK

3392

2023-2024 Regular Sessions

IN SENATE

January 31, 2023

Introduced by Sen. MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

AN ACT to amend the elder law, in relation to the naturally occurring retirement community supportive service program

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

Section 1. Subparagraph 4 of paragraph (f) of subdivision 1 of section 209 of the elder law, as added by section 1 of part S of chapter 59 of the laws of 2016, is amended and a new subdivision 9 is added to read as follows:

(4) is made up of low-rise buildings six stories or less and/or single and multi-family homes, provided, however, that apartment buildings and housing complexes**, including those that exceed six stories,** may be included [~~in rural areas~~].

9. In the event that a classic or neighborhood NORC is no longer funded under this section, the director shall, to the best of the director's ability, provide information about nearby services available to older adults who currently live in such classic or neighborhood NORC.

§ 2. Paragraph (n) of subdivision 4 of section 209 of the elder law, as amended by section 1 of part S of chapter 59 of the laws of 2016, is amended to read as follows:

(n) the circumstances under which the director may waive all or part of the requirement for provision of an equal amount of funding from other sources required pursuant to paragraph (m) of this subdivision, provided that such criteria shall include provision for waiver at the discretion of the director upon a finding by the director that the program will serve a low income or hardship community, and that such waiver is required to assure that such community receive a fair share of the funding available. The [~~committee~~] **director** shall develop appropriate criteria for determining whether a community is a low income or hardship community;

§ 3. This act shall take effect immediately.

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

LBD08352-02-3