

# STATE OF NEW YORK

2731

2025-2026 Regular Sessions

## IN ASSEMBLY

January 22, 2025

Introduced by M. of A. PAULIN -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to authority for existing assisted living programs to expand capacity by nine or fewer beds under an expedited process

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

1 Section 1. Paragraph (k) of subdivision 3 of section 461-1 of the  
2 social services law, as added by section 2 of part B of chapter 57 of  
3 the laws of 2018, is amended to read as follows:

4 (k) (i) Existing assisted living program providers may apply to the  
5 department of health for approval to add up to nine additional assisted  
6 living program beds that do not require major renovation or  
7 construction. Eligible applicants are those that agree to dedicate such  
8 beds to serve only individuals receiving medical assistance, are in good  
9 standing with the department of health, and are in compliance with  
10 appropriate state and local requirements as determined by the department  
11 of health.

12 (ii) Existing assisted living program providers licensed on or before  
13 April first, two thousand eighteen may submit applications under this  
14 paragraph beginning no later than June thirtieth, two thousand eighteen  
15 and until a deadline to be determined by the department of health.  
16 Existing assisted living program providers licensed on or before April  
17 first, two thousand twenty may submit such applications beginning no  
18 later than June thirtieth, two thousand twenty and until a deadline to  
19 be determined by the department of health.

20 (iii) Notwithstanding paragraph (m) of this subdivision, existing  
21 assisted living program providers licensed on or before April first, two  
22 thousand twenty-four may submit applications under this paragraph begin-  
23 ning no later than May first, two thousand twenty-five and until a dead-  
24 line to be determined by the department of health.

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

LBD01891-03-5

1     (iv) The number of additional assisted living program beds approved  
2 under subparagraphs (i) and (ii) of this paragraph shall be based on the  
3 total number of previously awarded beds either withdrawn by applicants  
4 or denied by the department of health.

5     (v) The commissioner of health shall utilize an expedited review proc-  
6 ess allowing certification of the additional beds within ninety days of  
7 such department's receipt of a satisfactory application.

8     § 2. This act shall take effect immediately.