STATE OF NEW YORK

4456

2025-2026 Regular Sessions

IN ASSEMBLY

February 4, 2025

Introduced by M. of A. MOLITOR -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to requiring undocumented immigrants to submit to the same level of background checks as lawful immigrants in order to use certain state resources

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

Section 1. Section 122 of the social services law is amended by adding a new subdivision 7 to read as follows:

7. No person lacking lawful immigrant status shall be eligible for state payments for aged, blind and disabled persons, family assistance, safety net assistance, services funded under title XX of the federal social security act, medical assistance, or any other assistance or program under this chapter unless such person submits to a background check and fully cooperates with the official conducting such background check to ensure such person:

(a) has not been found to have a substance use disorder unless such person has consented to and is receiving appropriate treatment;

(b) has not been a member of a totalitarian party or a terrorist organization;

(c) has not been found guilty in a court of competent jurisdiction of a crime which would be a felony if it occurred within the state; and

(d) has not falsely claimed citizenship or legal resident status.

§ 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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