# STATE OF NEW YORK

7859

2025-2026 Regular Sessions

# IN SENATE

May 9, 2025

Introduced by Sen. RIVERA -- read twice and ordered printed, and when printed to be committed 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:**

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

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

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

(iii) **Notwithstanding paragraph (m) of this subdivision, existing assisted living program providers licensed on or before April first, two thousand twenty-four may submit applications under this paragraph beginning no later than May first, two thousand twenty-five and until a deadline to be determined by the department of health.**

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

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**subparagraphs (i) and (ii) of** this paragraph shall be based on the total number of previously awarded beds either withdrawn by applicants or denied by the department of health.

**(v)** The commissioner of health shall utilize an expedited review process allowing certification of the additional beds within ninety days of such department's receipt of a satisfactory application.

§ 2. This act shall take effect immediately.