

**DIGEST OF LAWS OF 2006
RELATING TO PROGRAMS OF THE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE**

NOTICE

The purpose of this Digest is to highlight provisions of the Laws of 2006 and to direct interested persons to the appropriate provisions of the law. This Digest is neither designed nor intended to be used as a substitute for the law itself nor is it intended to be considered as the Office's interpretation of these laws for the purposes of implementation.

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OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE
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TABLE OF CONTENTS

Laws of 2006 **Page in**
Chapter No. **this Digest**

TEMPORARY ASSISTANCE

| | |
|-----|---|
| 57 | 3 |
| 58 | 3 |
| 61 | 4 |
| 96 | 4 |
| 109 | 5 |
| 136 | 4 |
| 179 | 5 |
| 515 | 5 |

CHILD SUPPORT

| | |
|-----|---|
| 335 | 6 |
| 481 | 6 |

ADMINISTRATION

| | |
|-----|---|
| 182 | 6 |
| 492 | 7 |

STATUTES AFFECTED: PAGES 8-9
SUBJECT INDEX: PAGES 10-11

TEMPORARY ASSISTANCE

Chapter 57- Cost of Living Adjustment

[Senate 6457-C by the Rules Committee]

Part C establishes a cost of living adjustment for designated human services programs.

Statutes involved:

Social Services Law

Section 209, para. (g) of subd. 2, amended

Section 131-o, para. (e) of subd. 1, amended

Effective date: April 1, 2006

**Chapter 58 – Enhanced EITC/Administrative Reimbursement/Maximization of
Work Rates**

[Assembly 9558-B by the Rules Committee]

Part I establishes an enhanced Earned Income Tax Credit for noncustodial parents who are current in their child support payments. Part J provides an enhanced administrative reimbursement to local social services districts that meet federally mandated work requirements; authorizes OTDA to maximize work rates by targeting the population of Safety Net families that are counted as Maintenance of Effort (MOE) spending.

Statutes involved:

Tax Law

Section 606, subsection (d-1), added

Social Services Law

Section 153, subd. 17 repealed and new subd. 17 added

Section 335-b, subd. 1, amended

Section 335-b, subd. 7, added

Section 159, subd. 12, added

Section 131-aa, amended

Effective date: Part I effective immediately. Part J effective April 1, 2006; provided, however, that provisions pertaining to work participation rate maximization are effective October 1, 2006; and provided further that provisions pertaining to additional reporting requirements are effective May 27, 2006.

Chapter 61 – Penalties for Noncompliance with Work Requirements
[Assembly 10653 by the Rules Committee]

Part D amends the Social Services Law in relation to penalties imposed for noncompliance with public assistance work requirements to add certain plain language notice requirements.

Statutes involved:

Social Services Law
Section 341, subd. 1, amended

Effective date: June 19, 2006

Chapter 96 - Notice of Release of Certain Sex Offenders
[Senate 7277 by Senator Johnson]

Requires the State Board of Parole to provide notice to the appropriate local social services district upon release, parole or release to post-release supervision of level 2 and 3 sex offenders; eliminates the duty of the Department of Correctional Services to provide such notice.

Statutes involved:

Executive Law
Section 259-c, subd. 16, added

Correction Law
Section 72-c, repealed

Effective date: Immediately and shall be deemed to have been in full force and effect on and after October 1, 2005.

Chapter 136 – Extension of Definition of Work Activities
[Senate 7041 by Senator Meier]

Extends to June 30, 2008 the definition of countable work activities to include work-study and internships and the requirement that local social services districts make reasonable efforts to assign work activities that do not conflict with a student's academic schedule.

Statutes involved:

Chapter 534 of the Laws of 2000, section 5, amended

Effective date: July 5, 2006 and shall expire June 30, 2008.

Chapter 179– Beginning date of the Vietnam War
[Assembly 6944 by Assemblyperson Aubertine et al.]

Changes the beginning date of the Vietnam War from December 22, 1961 to February 28, 1961 to coincide with the federal government date.

Statutes involved:

Social Services Law
Section 168, para. 7 of subd. 2, amended

Effective date: July 26, 2006

Chapter 515 – Increase in Standard of Need
[Senate 7641-A by Senator Meier]

Increases the standards of monthly need for aged, blind and disabled persons used to determine the mandatory state supplementation of federal supplemental security income.

Statutes involved:

Social Services Law
Section 131-o, paras. (a), (b), (d) and (e) of subd. 1, amended
Section 209, paras. (a), (b), (c), (d), (e), (f) and (g) of subd. 2, amended
Section 210, subd. 1, amended

Effective date: December 31, 2006

Chapter 109 –Parenting pilot programs
[Senate 8471 by the Rules Committee]

Part H permits pilot programs in up to five social services districts to be conducted to provide intensive employment and other supportive services including job readiness and job placement services to certain non-custodial parents.

Statutes involved:

Social Services Law
Section 335-c, added

Effective date: June 23, 2006

CHILD SUPPORT

Chapter 335 – Penalties for noncompliance with income execution for child support

[Senate 6753-A by Senator Volker]

Provides that the penalties assessed against employers and income payors for the failure to comply with income execution for child support and for discrimination against an employee involved in a child support proceeding shall be paid to the creditor and shall be enforced in the same manner as a civil judgment.

Statutes involved:

Civil Practice Law and Rules

Section 5241, subp. (D) of para. 2 of subd. (g), amended

Section 5252, subd. 1, amended

Effective date: October 24, 2006

Chapter 481 – Application for a Change of Name

[Senate 6619-A by Senator Duane et al.]

Requires a petitioner to disclose whether the petitioner is responsible for child support payments and whether the petitioner is responsible for spousal support payments in order to submit an application for a change of name.

Statutes involved:

Civil Rights Law

Section 61, subd. 1, amended

Section 64, closing para., amended

Effective date: August 16, 2006

ADMINISTRATION

Chapter 182 – Electronic Access to Public Records

[Assembly 7993-B by Assemblyperson Latimer et al.]

Provides for electronic access to public records.

Statutes involved:

Public Officers Law

Section 89, para. (b) of subd. 1 and subd. 3, amended

State Technology Law

Section 305, subd. 1, amended

Effective date: October 24, 2006

Chapter 492 – Court Costs for Freedom of Information Litigation
[Senate 7011-A by Senator DeFrancisco et al.]

Authorizes the request of the payment of court costs under certain conditions in Freedom of Information litigation.

Statutes involved:

Public Officers Law
Section 89, para. (c) of subd. 4, amended

Effective date: August 16, 2006

STATUTES AFFECTED

| | <u>LAWS OF 2006 CHAPTER NO.</u> | <u>PAGE IN THIS DIGEST</u> |
|---|--|---------------------------------------|
| Civil Practice Law and Rules | | |
| Section 5241, subp. (D) of para. 2 of subd. (g), amended | 335 335 | 6 6 |
| Section 5252, subd. 1, amended | | |
| Civil Rights Law | | |
| Section 61, subd. 1, amended | 481 | 6 |
| Section 64, closing para., amended | 481 | 6 |
| Correction Law | | |
| Section 72-c, repealed | 96 | 4 |
| Executive Law | | |
| Section 259-c, subd. 16, added | 96 | 4 |
| Public Officers Law | | |
| Section 89, para. (b) of subd. 1 and subd. 3, amended | 182 492 | 6 7 |
| Section 89, para (c) of subd. 4, amended | | |
| Social Services Law | | |
| Section 131-o, paras. (a), (b), (d) and (e) of subd. 1, amended | 515 | 5 |
| Section 131-o, para. (e) of subd. 1, amended | 57 | 3 |
| Section 131-aa, amended | 58 | 3 |
| Section 153, subd. 17 repealed and new subd. 17 added | 58 | 3 |
| Section 159, subd. 12, added | 58 | 3 |
| Section 168, para. 7 of subd. 2, amended | 179 | 5 |
| Section 209, paras. (a), (b), (c), (d), (e), (f) and (g) of subd. 2, amended | 515 | 5 |
| Section 209, para. (g) of subd. 2, amended | 57 | 3 |
| Section 210, subd. 1, amended | 515 | 5 |
| Section 335-b, subd. 1, amended | 58 | 3 |
| Section 335-b, subd. 7, added | 58 | 3 |
| Section 335-c, added | 109 | 5 |
| Section 341, subd. 1, amended | 61 | 4 |
| State Technology Law | | |
| Section 305, subd. 1, amended | 182 | 6 |
| Tax Law | | |

| | | |
|--|-----|---|
| Section 606, subsection (d-1), added | 58 | 3 |
| Unconsolidated Laws | | |
| Chapter 534 of the Laws of 2000, section 5, amended | 136 | 4 |

SUBJECT INDEX

| | <u>LAWS OF 2006</u> | <u>PAGE IN THIS</u> |
|--|----------------------------|----------------------------|
| | <u>CHAPTER NO.</u> | <u>DIGEST</u> |
| <u>A</u> | | |
| Additional State payments, cost of living increase | 57 | 3 |
| Application for a change of name | 481 | 6 |
| <u>C</u> | | |
| Child support, penalties assessed for failure to comply with income execution | 335 | 6 |
| Cost of living adjustment for designated human services programs | 57 | 3 |
| Court costs, payment in Freedom of Information litigation | 492 | 7 |
| <u>E</u> | | |
| Electronic access to public records | 182 | 6 |
| Enhanced earned income tax credit | 58 | 3 |
| Enhanced administrative reimbursement | 58 | 3 |
| Extension of definition of countable work activities | 136 | 4 |
| <u>M</u> | | |
| Maximization of work rates | 58 | 3 |
| <u>N</u> | | |
| Noncompliance with income execution for child support, penalties | 335 | 6 |
| Notice of release of certain sex offenders | 96 | 4 |
| Notice requirements for noncompliance with public assistance work requirements | 61 | 4 |

P

| | | |
|---|-----|---|
| Parenting pilot programs for employment and supportive services | 109 | 5 |
| Penalties for failure to comply with income execution | 335 | 6 |
| Penalties for noncompliance with work requirements | 61 | 4 |
| Personal needs allowance, standard of monthly need | 515 | 5 |
| Public assistance work activities; extension of definition of countable work activities | 136 | 4 |
| <u>S</u> | | |
| State Board of Parole, notice of release of certain sex offenders | 96 | 4 |
| Supplemental Security Income benefits, additional State payments, enhanced residential care | 515 | 5 |
| <u>V</u> | | |
| Vietnam War, changes beginning date | 179 | 5 |
| <u>W</u> | | |
| Work activities, extension of definition to include work-study and internships | 136 | 4 |
| Work requirements, enhanced administrative reimbursement to districts | 58 | 3 |
| Work requirements, notice for noncompliance | 61 | 4 |