

## New York

### State Supplementation

#### Mandatory Minimum Supplementation

**Administration:** Social Security Administration.

#### Optional State Supplementation

**Administration:** Social Security Administration. State Office of Temporary and Disability Assistance administers an additional \$20 payment to some SSI recipients in Medicaid facilities.

**Effective date:** January 1, 1974.

**Statutory basis for payment:** New York State Social Services Law, section 207-212.

#### Funding

*Administration:* State funds.

*Assistance:* State funds.

**Passalong method:** Maintaining payment levels.

**Place of application:** Social Security Administration field offices.

**Scope of coverage:** Optional state supplement provided to SSI recipients, including children, except those living in publicly operated residences having more than 16 residents, in publicly operated emergency shelters, or in Medicaid facilities where Medicaid pays less than 50 percent of the cost of care. Congregate care is provided in a nonmedical setting. Supplementation for congregate care varies according to geographic area. Children are eligible for optional state supplementation at the congregate care Level I and Level II rates and the living-with-others rate. Children must be placed in facilities certified by the Office of Mental Health, the Office of Mental Retardation and Developmental Disabilities, or the Office of Alcoholism and Substance Abuse Services.

**Resource limitations:** Federal SSI resource limitations apply.

**Income exclusions:** Federal SSI income exclusions apply.

**Recoveries, liens, and assignments:** None.

**Responsibility of relatives:** Spouse for spouse; parent for child.

**Interim assistance:** State participates using an automated Interim Assistance Reimbursement matching system.

**Payment levels:** See Table 1.

**Number of recipients:** See Table 2.

### State Assistance for Special Needs

#### Administration

State Office of Temporary and Disability Assistance.

#### Special Needs Circumstances

**Energy assistance:** An emergency assistance grant can be provided to any SSI recipient to safeguard health, safety, and welfare.

**Shelter-related expenses:** Moving expenses, brokers' fees, security deposits, storage fees, maintenance of home during hospitalization, establishment of a home when deinstitutionalized.

**Replacement of basic needs items:** Replacement of furniture, clothing, food, fuel, etc., lost as a result of fire, flood, or other catastrophe.

**Repair or replacement of major appliances:** Repair or replacement of essential household equipment, including heating and plumbing equipment, and major appliances.

**Food for guide dog:** A recurring assistance grant is provided to unemployed blind or deaf persons for the purchase of food for a guide dog.

**Other circumstances:** Payments for goods and services already received; chattel mortgages and conditional sales contracts; replacement of lost, stolen, or mismanaged cash; replacement of SSI checks that are lost, stolen, or not received (subject to recoupment).

**Table 1.**  
**Optional state supplementation payment levels (in dollars)**

Living arrangement	State code	Combined federal and state		State supplementation	
		Individual	Couple	Individual	Couple
Living alone	A	632.00	921.00	87.00	104.00
Living with others	B	568.00	863.00	23.00	46.00
Living in a congregate care facility, Level I <sup>a</sup>	C				
Areas A and B		811.48	1,622.96	266.48	805.96
Area C		773.48	1,546.96	228.48	729.96
Living in a congregate care facility, Level II <sup>b</sup>	D				
Areas A and B		980.00	1,960.00	435.00	1,143.00
Area C		950.00	1,900.00	405.00	1,083.00
Living in a congregate care facility, Level III <sup>c</sup>	E				
Area A		1,027.96	2,055.92	482.96	1,238.92
Areas B and C		1,003.96	2,007.92	458.96	1,190.92
Living in the household of another	F	386.34	590.67	23.00	46.00
Living in a Medicaid facility <sup>d</sup>	G	35.00	70.00	5.00	10.00

NOTE: Payment levels differ by geographic area. Area A is New York City; Area B is Nassau, Rockland, Suffolk, and Westchester counties; and Area C is all other counties.

- a. The minimum personal needs allowance is \$105.
- b. The minimum personal needs allowance is \$122.
- c. The minimum personal needs allowance is \$84.
- d. State administers an additional payment (\$20 per individual) to SSI recipients who are New York state residents and reside in health care facilities defined in section 2801 of the New York State Public Health Law (i.e., hospitals and nursing homes).

**DEFINITIONS:**

**A: Living alone.** Includes recipients living either alone, with foster children, with an authorized homemaker, or in a family care home placed by an authorized agency. Also includes recipients living with others but either paying a flat fee for both room and board or preparing their meals separately.

**B: Living with others.** Includes recipients who reside in a dwelling with others and:

- Prepare food in common with at least one other person in the dwelling,
- Are members of a religious community, or
- Are children who have not been included in state living arrangement C or D.

**C: Living in a congregate care facility, Level I.** Includes recipients in family-type homes and family care homes. These homes serve persons who are unable to function completely independently. Family-type homes are facilities certified by New York State, supervised by local departments of social services, and operated for the purpose of providing long-term residential care for adults. Family care homes are private households that provide care for mentally disabled persons. Eligibility for care in these homes is based on certification of placement by the local Department of Social Services or an office of the state Department of Mental Hygiene.

**D: Living in a congregate care facility, Level II.** Includes recipients in residential facilities who are aged or have mental or physical disabilities. Facilities at this level provide residential care for adults (and some children) and are certified, by the New York State Department of Health.

**E: Living in a congregate care facility, Level III.** Includes recipients in nonmedical privately operated, state-certified, residential facilities that are operated for the purpose of providing treatment, training, and education for mentally retarded or developmentally disabled

**F: Living in the household of another.** Includes all recipients residing in a federal Code B living arrangement and for New York State purposes is considered part of the living-with-others living arrangement.

**G: Living in a Medicaid facility.** Includes all recipients residing in a federal Code D living arrangement.

**Table 2.**  
**Number of persons receiving optional state supplementation, January 2002**

Living arrangement	State code	Total	Aged	Blind	Disabled	
					Adults	Children
All recipients		605,850	135,770	2,640	382,180	85,260
Living alone	A	320,520	100,110	1,530	215,610	3,270
Living with others	B	205,960	17,440	770	112,340	75,410
Living in a congregate care facility, Level I	C	5,470	350	10	4,520	590
Living in a congregate care facility, Level II	D	36,000	4,720	150	29,580	1,550
Living in a congregate care facility, Level III	E	220	0	0	210	10
Living in the household of another	F	23,150	10,080	90	10,510	2,470
Living in a Medicaid facility	G	14,530	3,070	90	9,410	1,960

### ***Medicaid***

#### ***Eligibility***

**Criteria:** SSI program guidelines (Title XVI).

**Determined by:** Social Security Administration.

#### ***Medically Needy Program***

State provides a program for the aged, blind, and disabled medically needy.

### ***Unpaid Medical Expenses***

The Social Security Administration does not obtain this information.