



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

VETO #88

December 13, 2024

TO THE ASSEMBLY:

I am returning herewith, without my approval, the following bill:

Assembly Bill Number 10142, entitled:

“AN ACT to amend the elder law, in relation to social model adult day services programs”

NOT APPROVED

This bill would require the State Office for the Aging (SOFA) to establish regulations, standards and requirements regarding the operation of social adult day centers (SADC), to inspect each SADC prior to operating and at least once every five years thereafter, and issue Certificates of Inspection.

I recognize the critical goal of ensuring each SADC is safe and appropriately operated. There are approximately 500 SADC programs that hold contracts with Medicaid managed care plans today, and the Medicaid managed care plans are responsible for ensuring all contracted SADC sites are fully compliant with state and federal regulations. Since the Medicaid managed care plans are already monitoring for compliance at these SADC sites, it would be unnecessary and duplicative to shift the responsibility to SOFA; such a shift would also require additional costs that are not accounted for in the State's financial plan.

Therefore, I am constrained to veto this bill.

The bill is disapproved.

Ruth Hochel