S T A T E O F N E W Y O R K

3916

2009-2010 Regular Sessions

I N A S S E M B L Y

January 29, 2009

Introduced by M. of A. KOON, PHEFFER, DINOWITZ, V. LOPEZ, SCHIMMINGER, ZEBROWSKI, ESPAILLAT -- Multi-Sponsored by -- M. of A. ABBATE, COLTON, COOK, HOOPER, JOHN, LAVINE, MAGEE, MAYERSOHN, REILLY, ROBINSON, SWEENEY -- read once and referred to the Committee on Aging

AN ACT to amend the elder law, in relation to increasing the income levels for eligible participants in the elderly pharmaceutical insurance coverage program (EPIC)

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraphs (a) and (b) of subdivision 1 of section 242 of the elder law, paragraph (b) as amended by section 14 of part B of chapter 57 of the laws of 2006, are amended to read as follows:

(a) any unmarried resident who is at least sixty-five years of age and whose income for the calendar year immediately preceding the effective date of the annual coverage period beginning on or after January first, two thousand five, is less than or equal to [twenty] FORTY-TWO thousand dollars. After the initial determination of eligibility, each eligible individual must be redetermined eligible at least every twenty-four months; and

(b) any married resident who is at least sixty-five years of age and whose income for the calendar year immediately preceding the effective date of the annual coverage period when combined with the income in the same calendar year of such married person's spouse beginning on or after January first, two thousand one, is less than or equal to [twenty-six] SIXTY-FIVE thousand dollars. After the initial determination of eligibility, each eligible individual must be redetermined eligible at least every twenty-four months.

S 2. Paragraphs (a) and (b) of subdivision 2 of section 242 of the elder law, as amended by section 14 of part B of chapter 57 of the laws of 2006, are amended to read as follows:

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

LBD00724-01-9

(a) any unmarried resident who is at least sixty-five years of age and whose income for the calendar year immediately preceding the effective date of the annual coverage period beginning on or after January first, two thousand one, is more than twenty thousand and less than or equal to [thirty-five] FORTY-TWO thousand dollars. After the initial determination of eligibility, each eligible individual must be redetermined eligible at least every twenty-four months; and

(b) any married resident who is at least sixty-five years of age and whose income for the calendar year immediately preceding the effective date of the annual coverage period when combined with the income in the same calendar year of such married person's spouse beginning on or after January first, two thousand one, is more than twenty-six thousand dollars and less than or equal to [fifty] SIXTY-FIVE thousand dollars. After the initial determination of eligibility, each eligible individual must be redetermined eligible at least every twenty-four months.

S 3. This act shall take effect immediately.