

5692

2009-2010 Regular Sessions

I N A S S E M B L Y

February 17, 2009

Introduced by M. of A. ESPAILLAT, BRADLEY -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the executive law and the military law, in relation to the establishment of the New York state veteran health insurance act

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

1 Section 1. This act shall be known and may be cited as the "New York
2 state veteran health insurance act".

3 S 2. The executive law is amended by adding a new section 368 to read
4 as follows:

5 S 368. VETERAN HEALTH INSURANCE PROGRAM. THE NEW YORK STATE DIVISION
6 OF MILITARY AND NAVAL AFFAIRS IS HEREBY DIRECTED TO ADMINISTRATE, IN
7 COOPERATION WITH THE DIVISION OF VETERANS AFFAIRS, A NEW YORK STATE
8 VETERAN HEALTH INSURANCE PROGRAM. SUCH PROGRAM SHALL PROVIDE ANY PERSON,
9 WHO IS A MEMBER OF THE NEW YORK ARMY NATIONAL GUARD OR THE NEW YORK AIR
10 NATIONAL GUARD, AND WHO IS ELIGIBLE TO ENROLL IN THE TRICARE RESERVE
11 SELECT HEALTH INSURANCE PROGRAM WITH ANY AND ALL ENROLLMENT FEES, COST
12 SHARING OR CO-PAYMENTS NECESSARY FOR SUCH PERSON TO ENROLL IN AND OBTAIN
13 INDIVIDUAL OR FAMILY COVERAGE UNDER SUCH PROGRAM. THE PAYMENT OF SUCH
14 FEES, COST SHARING OR CO-PAYMENTS MAY BE PROVIDED, PURSUANT TO REGU-
15 LATION, EITHER DIRECTLY TO THE TRICARE RESERVE SELECT HEALTH INSURANCE
16 PROGRAM, OR ITS AGENTS, OR TO THE INDIVIDUAL ENROLLEE, UPON SUFFICIENT
17 PROOF OF ENROLLMENT. NOTHING IN THIS SECTION, HOWEVER, SHALL REQUIRE THE
18 VETERAN HEALTH INSURANCE PROGRAM TO PROVIDE PAYMENT FOR PROGRAM DEDUCT-
19 IBLES OR FOR THE TWENTY PERCENT NONPLAN MEDICAL PROVIDER CO-PAYMENT, OR
20 THE FIFTEEN PERCENT PLAN MEDICAL PROVIDER CO-PAYMENT.

21 S 3. The military law is amended by adding a new section 246-a to read
22 as follows:

23 S 246-A. VETERAN HEALTH INSURANCE PROGRAM. THE NEW YORK STATE DIVISION
24 OF MILITARY AND NAVAL AFFAIRS IS HEREBY DIRECTED TO ADMINISTRATE, IN
25 COOPERATION WITH THE NEW YORK STATE DIVISION OF VETERANS AFFAIRS, A

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

LBD09107-01-9

1 VETERAN HEALTH INSURANCE PROGRAM. SUCH PROGRAM SHALL PROVIDE ANY PERSON,
2 WHO IS A MEMBER OF THE NEW YORK ARMY NATIONAL GUARD OR THE NEW YORK AIR
3 NATIONAL GUARD, AND WHO IS ELIGIBLE TO ENROLL IN THE TRICARE RESERVE
4 SELECT HEALTH INSURANCE PROGRAM WITH ANY AND ALL ENROLLMENT FEES, COST
5 SHARING OR CO-PAYMENTS NECESSARY FOR SUCH PERSON TO ENROLL IN AND OBTAIN
6 INDIVIDUAL OR FAMILY COVERAGE UNDER SUCH PROGRAM. THE PAYMENT OF SUCH
7 FEES, COST SHARING OR CO-PAYMENTS MAY BE PROVIDED, PURSUANT TO REGU-
8 LATION, EITHER DIRECTLY TO THE TRICARE RESERVE SELECT HEALTH INSURANCE
9 PROGRAM, OR ITS AGENTS, OR TO THE INDIVIDUAL ENROLLEE, UPON SUFFICIENT
10 PROOF OF ENROLLMENT. NOTHING IN THIS SECTION, HOWEVER, SHALL REQUIRE THE
11 VETERAN HEALTH INSURANCE PROGRAM TO PROVIDE PAYMENT FOR PROGRAM DEDUCT-
12 IBLES OR FOR THE TWENTY PERCENT NONPLAN MEDICAL PROVIDER CO-PAYMENT, OR
13 THE FIFTEEN PERCENT PLAN MEDICAL PROVIDER CO-PAYMENT.

14 S 4. This act shall take effect on the one hundred eightieth day after
15 it shall have become a law.