

7743

2009-2010 Regular Sessions

I N A S S E M B L Y

April 23, 2009

Introduced by M. of A. FIELDS -- read once and referred to the Committee
on Aging

AN ACT to amend the elder law, in relation to eligibility levels in the
elderly pharmaceutical insurance coverage program

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

1 Section 1. Subdivision 2 of section 242 of the elder law, paragraphs
2 (a) and (b) as amended by section 14 of part B of chapter 57 of the laws
3 of 2006, is amended to read as follows:
4 2. Persons eligible for catastrophic coverage under section two
5 hundred forty-eight of this title shall include:
6 (a) any unmarried resident who is at least sixty-five years of age and
7 whose income for the calendar year immediately preceding the effective
8 date of the annual coverage period beginning on or after January first,
9 two thousand one, is more than twenty thousand and less than or equal to
10 [thirty-five] FIFTY thousand dollars. After the initial determination of
11 eligibility, each eligible individual must be redetermined eligible at
12 least every twenty-four months; and
13 (b) any married resident who is at least sixty-five years of age and
14 whose income for the calendar year immediately preceding the effective
15 date of the annual coverage period when combined with the income in the
16 same calendar year of such married person's spouse beginning on or after
17 January first, two thousand one, is more than twenty-six thousand
18 dollars and less than or equal to [fifty] SEVENTY-FIVE thousand dollars.
19 After the initial determination of eligibility, each eligible individual
20 must be redetermined eligible at least every twenty-four months.
21 S 2. Paragraphs (a) and (b) of subdivision 2 of section 248 of the
22 elder law are amended to read as follows:
23 (a) Annual personal covered drug expenditures for unmarried individual
24 eligible program participants:
25 individual income of \$20,001 to \$21,000..... \$530

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

LBD02889-01-9

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|----|--|----------------------|
| 1 | individual income of \$21,001 to \$22,000..... | \$550 |
| 2 | individual income of \$22,001 to \$23,000..... | \$580 |
| 3 | individual income of \$23,001 to \$24,000..... | \$720 |
| 4 | individual income of \$24,001 to \$25,000..... | \$750 |
| 5 | individual income of \$25,001 to \$26,000..... | \$780 |
| 6 | individual income of \$26,001 to \$27,000..... | \$810 |
| 7 | individual income of \$27,001 to \$28,000..... | \$840 |
| 8 | individual income of \$28,001 to \$29,000..... | \$870 |
| 9 | individual income of \$29,001 to \$30,000..... | \$900 |
| 10 | individual income of \$30,001 to \$31,000..... | \$930 |
| 11 | individual income of \$31,001 to \$32,000..... | \$960 |
| 12 | individual income of \$32,001 to \$33,000..... | \$1,160 |
| 13 | individual income of \$33,001 to \$34,000..... | \$1,190 |
| 14 | individual income of \$34,001 to [\$35,000] | |
| 15 | \$50,000 | \$1,230 |
| 16 | (b) Annual personal covered drug expenditures for each married indi- | |
| 17 | vidual eligible program participant: | |
| 18 | joint income of \$26,001 to \$27,000..... | \$650 |
| 19 | joint income of \$27,001 to \$28,000..... | \$675 |
| 20 | joint income of \$28,001 to \$29,000..... | \$700 |
| 21 | joint income of \$29,001 to \$30,000..... | \$725 |
| 22 | joint income of \$30,001 to \$31,000..... | \$900 |
| 23 | joint income of \$31,001 to \$32,000..... | \$930 |
| 24 | joint income of \$32,001 to \$33,000..... | \$960 |
| 25 | joint income of \$33,001 to \$34,000..... | \$990 |
| 26 | joint income of \$34,001 to \$35,000..... | \$1,020 |
| 27 | joint income of \$35,001 to \$36,000..... | \$1,050 |
| 28 | joint income of \$36,001 to \$37,000..... | \$1,080 |
| 29 | joint income of \$37,001 to \$38,000..... | \$1,110 |
| 30 | joint income of \$38,001 to \$39,000..... | \$1,140 |
| 31 | joint income of \$39,001 to \$40,000..... | \$1,170 |
| 32 | joint income of \$40,001 to \$41,000..... | \$1,200 |
| 33 | joint income of \$41,001 to \$42,000..... | \$1,230 |
| 34 | joint income of \$42,001 to \$43,000..... | \$1,260 |
| 35 | joint income of \$43,001 to \$44,000..... | \$1,290 |
| 36 | joint income of \$44,001 to \$45,000..... | \$1,320 |
| 37 | joint income of \$45,001 to \$46,000..... | \$1,575 |
| 38 | joint income of \$46,001 to \$47,000..... | \$1,610 |
| 39 | joint income of \$47,001 to \$48,000..... | \$1,645 |
| 40 | joint income of \$48,001 to \$49,000..... | \$1,680 |
| 41 | joint income of \$49,001 to [\$50,000] | |
| 42 | \$75,000 | \$1,715 |
| 43 | S 3. Paragraphs (a) and (b) of subdivision 4 of section 248 of the | |
| 44 | elder law are amended to read as follows: | |
| 45 | (a) Limits on co-payments by unmarried individual eligible program | |
| 46 | participants: | |
| 47 | individual income of \$20,001 to \$21,000..... | no more than \$1,050 |
| 48 | individual income of \$21,001 to \$22,000..... | no more than \$1,100 |
| 49 | individual income of \$22,001 to \$23,000..... | no more than \$1,150 |
| 50 | individual income of \$23,001 to \$24,000..... | no more than \$1,200 |
| 51 | individual income of \$24,001 to \$25,000..... | no more than \$1,250 |
| 52 | individual income of \$25,001 to \$26,000..... | no more than \$1,300 |
| 53 | individual income of \$26,001 to \$27,000..... | no more than \$1,350 |
| 54 | individual income of \$27,001 to \$28,000..... | no more than \$1,400 |
| 55 | individual income of \$28,001 to \$29,000..... | no more than \$1,450 |
| 56 | individual income of \$29,001 to \$30,000..... | no more than \$1,500 |

1 individual income of \$30,001 to \$31,000..... no more than \$1,550
2 individual income of \$31,001 to \$32,000..... no more than \$1,600
3 individual income of \$32,001 to \$33,000..... no more than \$1,650
4 individual income of \$33,001 to \$34,000..... no more than \$1,700
5 individual income of \$34,001 to [\$35,000]
6 \$50,000 no more than \$1,750
7 (b) Limits on co-payments by each married individual eligible program
8 participant:
9 joint income of \$26,001 to \$27,000..... no more than \$1,080
10 joint income of \$27,001 to \$28,000..... no more than \$1,120
11 joint income of \$28,001 to \$29,000..... no more than \$1,160
12 joint income of \$29,001 to \$30,000..... no more than \$1,200
13 joint income of \$30,001 to \$31,000..... no more than \$1,240
14 joint income of \$31,001 to \$32,000..... no more than \$1,280
15 joint income of \$32,001 to \$33,000..... no more than \$1,320
16 joint income of \$33,001 to \$34,000..... no more than \$1,360
17 joint income of \$34,001 to \$35,000..... no more than \$1,400
18 joint income of \$35,001 to \$36,000..... no more than \$1,440
19 joint income of \$36,001 to \$37,000..... no more than \$1,480
20 joint income of \$37,001 to \$38,000..... no more than \$1,520
21 joint income of \$38,001 to \$39,000..... no more than \$1,560
22 joint income of \$39,001 to \$40,000..... no more than \$1,600
23 joint income of \$40,001 to \$41,000..... no more than \$1,640
24 joint income of \$41,001 to \$42,000..... no more than \$1,680
25 joint income of \$42,001 to \$43,000..... no more than \$1,720
26 joint income of \$43,001 to \$44,000..... no more than \$1,760
27 joint income of \$44,001 to \$45,000..... no more than \$1,800
28 joint income of \$45,001 to \$46,000..... no more than \$1,840
29 joint income of \$46,001 to \$47,000..... no more than \$1,880
30 joint income of \$47,001 to \$48,000..... no more than \$1,920
31 joint income of \$48,001 to \$49,000..... no more than \$1,960
32 joint income of \$49,001 to [\$50,000]
33 \$75,000 no more than \$2,000
34 S 4. This act shall take effect immediately.