

1839

2009-2010 Regular Sessions

I N   S E N A T E

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Introduced by Sens. KLEIN, BRESLIN, DILAN, DUANE, HUNTLEY, KRUEGER, KRUGER, ONORATO, PARKER, SAMPSON, SAVINO, SMITH, STACHOWSKI, THOMPSON -- read twice and ordered printed, and when printed to be committed 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 ASSEMBLY, 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:

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

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1	(a) Annual personal covered drug expenditures for unmarried individual	
2	eligible program participants:	
3	individual income of \$20,001 to \$21,000.....	\$530
4	individual income of \$21,001 to \$22,000.....	\$550
5	individual income of \$22,001 to \$23,000.....	\$580
6	individual income of \$23,001 to \$24,000.....	\$720
7	individual income of \$24,001 to \$25,000.....	\$750
8	individual income of \$25,001 to \$26,000.....	\$780
9	individual income of \$26,001 to \$27,000.....	\$810
10	individual income of \$27,001 to \$28,000.....	\$840
11	individual income of \$28,001 to \$29,000.....	\$870
12	individual income of \$29,001 to \$30,000.....	\$900
13	individual income of \$30,001 to \$31,000.....	\$930
14	individual income of \$31,001 to \$32,000.....	\$960
15	individual income of \$32,001 to \$33,000.....	\$1,160
16	individual income of \$33,001 to \$34,000.....	\$1,190
17	individual income of \$34,001 to [\$35,000]	
18	\$50,000 .....	\$1,230

19	(b) Annual personal covered drug expenditures for each married indi-	
20	vidual eligible program participant:	
21	joint income of \$26,001 to \$27,000.....	\$650
22	joint income of \$27,001 to \$28,000.....	\$675
23	joint income of \$28,001 to \$29,000.....	\$700
24	joint income of \$29,001 to \$30,000.....	\$725
25	joint income of \$30,001 to \$31,000.....	\$900
26	joint income of \$31,001 to \$32,000.....	\$930
27	joint income of \$32,001 to \$33,000.....	\$960
28	joint income of \$33,001 to \$34,000.....	\$990
29	joint income of \$34,001 to \$35,000.....	\$1,020
30	joint income of \$35,001 to \$36,000.....	\$1,050
31	joint income of \$36,001 to \$37,000.....	\$1,080
32	joint income of \$37,001 to \$38,000.....	\$1,110
33	joint income of \$38,001 to \$39,000.....	\$1,140
34	joint income of \$39,001 to \$40,000.....	\$1,170
35	joint income of \$40,001 to \$41,000.....	\$1,200
36	joint income of \$41,001 to \$42,000.....	\$1,230
37	joint income of \$42,001 to \$43,000.....	\$1,260
38	joint income of \$43,001 to \$44,000.....	\$1,290
39	joint income of \$44,001 to \$45,000.....	\$1,320
40	joint income of \$45,001 to \$46,000.....	\$1,575
41	joint income of \$46,001 to \$47,000.....	\$1,610
42	joint income of \$47,001 to \$48,000.....	\$1,645
43	joint income of \$48,001 to \$49,000.....	\$1,680
44	joint income of \$49,001 to [\$50,000]	
45	\$75,000 .....	\$1,715

46 S 3. Paragraphs (a) and (b) of subdivision 4 of section 248 of the  
 47 elder law are amended to read as follows:

48	(a) Limits on co-payments by unmarried individual eligible program	
49	participants:	
50	individual income of \$20,001 to \$21,000.....	no more than \$1,050
51	individual income of \$21,001 to \$22,000.....	no more than \$1,100
52	individual income of \$22,001 to \$23,000.....	no more than \$1,150
53	individual income of \$23,001 to \$24,000.....	no more than \$1,200
54	individual income of \$24,001 to \$25,000.....	no more than \$1,250
55	individual income of \$25,001 to \$26,000.....	no more than \$1,300
56	individual income of \$26,001 to \$27,000.....	no more than \$1,350

1	individual income of \$27,001 to \$28,000.....	no more than \$1,400
2	individual income of \$28,001 to \$29,000.....	no more than \$1,450
3	individual income of \$29,001 to \$30,000.....	no more than \$1,500
4	individual income of \$30,001 to \$31,000.....	no more than \$1,550
5	individual income of \$31,001 to \$32,000.....	no more than \$1,600
6	individual income of \$32,001 to \$33,000.....	no more than \$1,650
7	individual income of \$33,001 to \$34,000.....	no more than \$1,700
8	individual income of \$34,001 to [\$35,000]	
9	\$50,000 .....	no more than \$1,750
10	(b) Limits on co-payments by each married individual eligible program	
11	participant:	
12	joint income of \$26,001 to \$27,000.....	no more than \$1,080
13	joint income of \$27,001 to \$28,000.....	no more than \$1,120
14	joint income of \$28,001 to \$29,000.....	no more than \$1,160
15	joint income of \$29,001 to \$30,000.....	no more than \$1,200
16	joint income of \$30,001 to \$31,000.....	no more than \$1,240
17	joint income of \$31,001 to \$32,000.....	no more than \$1,280
18	joint income of \$32,001 to \$33,000.....	no more than \$1,320
19	joint income of \$33,001 to \$34,000.....	no more than \$1,360
20	joint income of \$34,001 to \$35,000.....	no more than \$1,400
21	joint income of \$35,001 to \$36,000.....	no more than \$1,440
22	joint income of \$36,001 to \$37,000.....	no more than \$1,480
23	joint income of \$37,001 to \$38,000.....	no more than \$1,520
24	joint income of \$38,001 to \$39,000.....	no more than \$1,560
25	joint income of \$39,001 to \$40,000.....	no more than \$1,600
26	joint income of \$40,001 to \$41,000.....	no more than \$1,640
27	joint income of \$41,001 to \$42,000.....	no more than \$1,680
28	joint income of \$42,001 to \$43,000.....	no more than \$1,720
29	joint income of \$43,001 to \$44,000.....	no more than \$1,760
30	joint income of \$44,001 to \$45,000.....	no more than \$1,800
31	joint income of \$45,001 to \$46,000.....	no more than \$1,840
32	joint income of \$46,001 to \$47,000.....	no more than \$1,880
33	joint income of \$47,001 to \$48,000.....	no more than \$1,920
34	joint income of \$48,001 to \$49,000.....	no more than \$1,960
35	joint income of \$49,001 to [\$50,000]	
36	\$75,000 .....	no more than \$2,000
37	S 4. This act shall take effect immediately.	