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I N   A S S E M B L Y

March 27, 2012

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Introduced by M. of A. REILICH, MONTESANO, RAIA, CORWIN, FINCH, DUPREY,  
McDONOUGH, JAFFEE -- Multi-Sponsored by -- M. of A. CERETTO, CROUCH,  
GRAF, MAGEE, MURRAY, PALMESANO, RA, SAYWARD, TENNEY -- read once and  
referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to expanding health  
insurance coverage under the Health NY program to retired persons who  
had insurance coverage from their previous employer and who lose such  
health insurance benefits through no fault of their own

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

1     Section 1. Subparagraph (A) of paragraph 3 of subsection (c) of  
2     section 4326 of the insurance law, as added by chapter 1 of the laws of  
3     1999, is amended to read as follows:  
4     (A) A qualifying individual is [an employed person]:  
5     (i) AN EMPLOYED PERSON who does not have and has not had health insur-  
6     ance with benefits on an expense reimbursed or prepaid basis during the  
7     twelve month period prior to the individual's application for health  
8     insurance under the program established by this section;  
9     (ii) AN EMPLOYED PERSON whose employer does not provide group health  
10    insurance and has not provided group health insurance with benefits on  
11    an expense reimbursed or prepaid basis covering employees in effect  
12    during the twelve month period prior to the individual's application for  
13    health insurance under the program established by this section;  
14    (iii) AN EMPLOYED PERSON WHO resides in a household having a net  
15    household income at or below two hundred eight percent of the non-farm  
16    federal poverty level (as defined and updated by the federal department  
17    of health and human services) or the gross equivalent of such net  
18    income; and  
19    (iv) AN EMPLOYED PERSON WHO is ineligible for Medicare; OR  
20    (V) A RETIRED PERSON WHO IS INELIGIBLE FOR MEDICARE AND WHO, THROUGH  
21    HIS OR HER PREVIOUS EMPLOYER, HAD HEALTH INSURANCE COVERAGE WITH BENE-  
22    FITS AVAILABLE DURING HIS OR HER RETIREMENT, AND THROUGH NO FAULT OF  
23    THEIR OWN, LOSES SUCH HEALTH INSURANCE COVERAGE.  
24    S 2. This act shall take effect immediately.

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

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