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

2121

2011-2012 Regular Sessions

I N A S S E M B L Y

January 13, 2011

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

AN ACT to amend the elder law, in relation to limiting the cost-sharing responsibilities of eligible participants in the elderly pharmaceutical insurance coverage program

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

Section 1. Section 247 of the elder law is amended by adding a new subdivision 5 to read as follows:

5. COST-SHARING RESPONSIBILITIES LIMIT. AT NO TIME DURING A COVERAGE PERIOD SHALL THE COST-SHARING RESPONSIBILITIES, WHICH ARE COMPRISED OF THE SUM OF THE ANNUAL REGISTRATION FEE AND CO-PAYMENTS, EXCEED FIVE PERCENT OF THE ELIGIBLE PROGRAM PARTICIPANT'S GROSS INCOME, EFFECTIVE IMMEDIATELY.

S 2. Section 248 of the elder law is amended by adding a new subdivision 5 to read as follows:

5. COST-SHARING RESPONSIBILITIES LIMIT. AT NO TIME DURING A COVERAGE PERIOD SHALL THE COST-SHARING RESPONSIBILITIES, WHICH ARE COMPRISED OF THE SUM OF THE ANNUAL DEDUCTIBLE AND CO-PAYMENTS, EXCEED FIVE PERCENT OF THE ELIGIBLE PROGRAM PARTICIPANT'S GROSS INCOME, EFFECTIVE IMMEDIATELY.

S 3. This act shall take effect on the one hundred twentieth day next succeeding the date on which it shall have become a law.

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

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