

7155--A

2015-2016 Regular Sessions

I N A S S E M B L Y

April 27, 2015

Introduced by M. of A. GOTTFRIED -- read once and referred to the
Committee on Health -- committee discharged, bill amended, ordered
reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to the date of
enrollment in the child health insurance plan

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

1 Section 1. Subparagraph (i) of paragraph (g) of subdivision 2 of
2 section 2511 of the public health law, as amended by section 29 of part
3 A of chapter 58 of the laws of 2007, is amended to read as follows:
4 (i) Notwithstanding any inconsistent provision of law to the contrary
5 and subject to the availability of federal financial participation under
6 title XIX of the federal social security act, a child under the age of
7 nineteen shall be presumed to be eligible for subsidy payments and
8 temporarily enrolled for coverage under this title, once during a twelve
9 month period, beginning on the [first day of the enrollment period
10 following the date that an approved organization determines, on the
11 basis of preliminary information, that a child's net household income
12 does not exceed the income level specified in title eleven of article
13 five of the social services law for children eligible for medical
14 assistance based on such child's age] DATE OF THE CHILD'S BIRTH, IF THE
15 APPLICANT FOR INSURANCE APPLIED PRIOR TO THE CHILD'S BIRTH AN APPROVED
16 ORGANIZATION DETERMINES, ON THE BASIS OF PRELIMINARY INFORMATION, THAT
17 THE CHILD'S NET HOUSEHOLD INCOME DOES NOT EXCEED THE INCOME LEVEL SPECI-
18 FIED IN TITLE ELEVEN OF ARTICLE FIVE OF THE SOCIAL SERVICES LAW FOR
19 CHILDREN ELIGIBLE FOR MEDICAL ASSISTANCE BASED ON SUCH CHILD'S AGE, OR
20 ON THE DATE THE APPLICANT FOR INSURANCE APPLIES FOR COVERAGE IF THE
21 APPLICATION IS MADE AFTER THE CHILD'S BIRTH AND AN APPROVED ORGANIZATION
22 DETERMINES, ON THE BASIS OF PRELIMINARY INFORMATION, THAT THE CHILD'S
23 NET HOUSEHOLD INCOME DOES NOT EXCEED THE INCOME LEVEL SPECIFIED IN TITLE
24 ELEVEN OF ARTICLE FIVE OF THE SOCIAL SERVICES LAW FOR CHILDREN ELIGIBLE

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

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1 FOR MEDICAL ASSISTANCE BASED ON SUCH CHILD'S AGE. The temporary enroll-
2 ment period shall continue until the earlier of the date an eligibility
3 determination is made pursuant to this title or title eleven of article
4 five of the social services law, or two months after the date temporary
5 enrollment begins; provided however, a temporary enrollment period may
6 be extended in the event an eligibility determination under this title
7 or title eleven of article five of the social services law is not made
8 within such two month period through no fault of the applicant for
9 insurance for medical assistance. The commissioner shall assure that
10 children who are enrolled pursuant to this paragraph receive the appro-
11 priate follow-up for a determination of eligibility for benefits under
12 this title or title eleven of article five of the social services law
13 prior to the termination of the temporary enrollment period. The commis-
14 sioner shall assure that children and their families are informed of all
15 available enrollment sites in accordance with subdivision nine of this
16 section.

17 S 2. This act shall take effect immediately, provided, however, that
18 the amendments to paragraph (g) of subdivision 2 of section 2511 of the
19 public health law made by section one of this act shall not affect the
20 expiration of such paragraph and shall be deemed to expire therewith.