STATE OF NEW YORK

8618

IN SENATE

May 10, 2018

Introduced by Sen. RIVERA -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to extending eligibility for the child health insurance plan to young adults

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 4 of section 2510 of the public health law, as amended by chapter 2 of the laws of 1998, is amended, and a new subdivision 4-a is added to read as follows:

4. "Eligible child" or "eligible children" means a person or persons [~~under the age of thirteen years for the period January first, nineteen hundred ninety-one through December thirty-first, nineteen hundred ninety-three; born on or after June first, nineteen hundred eighty and under the age of sixteen for a period commencing on or after January first, nineteen hundred ninety-four through December thirty-first, nineteen hundred ninety-six; and for a person or persons enrolled in the program on the day before they are sixteen years of age, under the age of seventeen for a period commencing on or after June first, nineteen hundred ninety-five through December thirty-first, nineteen hundred ninety-six; and~~] under the age of nineteen [~~for periods commencing on or after January first, nineteen hundred ninety-seven,~~] who meets or meet the criteria in section two thousand five hundred eleven of this title. **Unless the context clearly requires otherwise, "eligible child" includes an eligible young adult.**

4-a. "Eligible young adult" means a person nineteen years of age or older but less than the age of thirty, who meets the criteria in section two thousand five hundred eleven of this title and who is not eligible for the basic health program under section three hundred sixty-nine-gg of the social services law or a qualified health plan through the New York state of health marketplace. An eligible young adult shall be deemed to be his or her own legally responsible adult for the purposes of this title.

§ 2. Paragraph (d) of subdivision 9 of section 2510 of the public health law, as amended by section 29 of part D of chapter 56 of the laws of 2013, is amended to read as follows:

(d) for periods on or after July first, two thousand nine, amounts as follows:

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

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(i) no payments are required for eligible children **under the age of nineteen** whose family household income is less than one hundred sixty percent of the non-farm federal poverty level and for eligible children **under the age of nineteen** who are American Indians or Alaskan Natives, as defined by the U.S. Department of Health and Human Services, whose family household income is less than two hundred fifty-one percent of the non-farm federal poverty level; and

(ii) nine dollars per month for each eligible child **under the age of nineteen** whose family household income is between one hundred sixty percent and two hundred twenty-two percent of the non-farm federal poverty level, but no more than twenty-seven dollars per month per family; and

(iii) fifteen dollars per month for each eligible child **under the age of nineteen** whose family household income is between two hundred twenty-three percent and two hundred fifty percent of the non-farm federal poverty level, but no more than forty-five dollars per month per family; and

(iv) thirty dollars per month for each eligible child **under the age of nineteen** whose family household income is between two hundred fifty-one percent and three hundred percent of the non-farm federal poverty level, but no more than ninety dollars per month per family;

(v) forty-five dollars per month for each eligible child **under the age of nineteen** whose family household income is between three hundred one percent and three hundred fifty percent of the non-farm federal poverty level, but no more than one hundred thirty-five dollars per month per family; [~~and~~]

(vi) sixty dollars per month for each eligible child **under the age of nineteen** whose family household income is between three hundred fifty-one percent and four hundred percent of the non-farm federal poverty level, but no more than one hundred eighty dollars per month per family[~~.~~]**;**

(vii) no payments are required for eligible young adults whose household income is at or below one hundred fifty percent of the non-farm federal poverty level;

(viii) twenty dollars per month for each eligible young adult whose household income is above one hundred fifty-one percent of the non-farm federal poverty level but at or below two hundred percent of the non-farm federal poverty level;

(ix) one hundred sixty dollars per month for each eligible young adult whose household income is above two hundred one percent of the non-farm federal poverty level but at or below two hundred fifty percent of the non-farm federal poverty level; and

(x) a premium payment equivalent to the second lowest costing silver plan offered in the New York state of health marketplace that would be available to the young adult if eligible for a qualified health plan, not to exceed the amount of a full monthly premium payment for the child health insurance plan for each eligible young adult whose income is above two hundred fifty-one percent of the non-farm federal poverty level.

§ 3. This act shall take effect April 1, 2019; provided that the commissioner of health shall take such actions, including making regulations and applying for federal financial participation, as are reasonably necessary for implementation of this act on that date.