

# STATE OF NEW YORK

8054--A

2017-2018 Regular Sessions

## IN ASSEMBLY

May 25, 2017

Introduced by M. of A. GOTTFRIED, SOLAGES, CRESPO, THIELE, SIMON, LENTOL, BRONSON, DE LA ROSA, MOSLEY, SEPULVEDA, VANEL, ORTIZ, JAFFEE, D'URSO, WILLIAMS, BLAKE, CARROLL, NIOU, L. ROSENTHAL, DICKENS, RODRIGUEZ -- read once and referred to the Committee on Health -- recommitted to the Committee on Health in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

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

4 4. "Eligible child" or "eligible children" means a person or persons  
5 [~~under the age of thirteen years for the period January first, nineteen~~  
6 ~~hundred ninety one through December thirty first, nineteen hundred nine-~~  
7 ~~ty three; born on or after June first, nineteen hundred eighty and under~~  
8 ~~the age of sixteen for a period commencing on or after January first,~~  
9 ~~nineteen hundred ninety four through December thirty first, nineteen~~  
10 ~~hundred ninety six; and for a person or persons enrolled in the program~~  
11 ~~on the day before they are sixteen years of age, under the age of seven-~~  
12 ~~teen for a period commencing on or after June first, nineteen hundred~~  
13 ~~ninety five through December thirty first, nineteen hundred ninety six,~~  
14 ~~and] under the age of nineteen [~~for periods commencing on or after Janu-~~  
15 ~~ary first, nineteen hundred ninety seven,] who meets or meet the crite-~~  
16 ~~ria in section two thousand five hundred eleven of this title. Unless~~  
17 ~~the context clearly requires otherwise, "eligible child" includes an~~  
18 ~~eligible young adult.~~~~

19 4-a. "Eligible young adult" means a person nineteen years of age or  
20 older but less than the age of thirty, who meets the criteria in section

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

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1 two thousand five hundred eleven of this title and who is not eligible  
2 for the basic health program under section three hundred sixty-nine-gg  
3 of the social services law or a qualified health plan through the New  
4 York state of health marketplace. An eligible young adult shall be  
5 deemed to be his or her own legally responsible adult for the purposes  
6 of this title.

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

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

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

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

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

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

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

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

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

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

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

54 (x) a premium payment equivalent to the second lowest costing silver  
55 plan offered in the New York state of health marketplace that would be  
56 available to the young adult if eligible for a qualified health plan,

1 not to exceed the amount of a full monthly premium payment for the child  
2 health insurance plan for each eligible young adult whose income is  
3 above two hundred fifty-one percent of the non-farm federal poverty  
4 level.

5 § 3. This act shall take effect April 1, 2019; provided that the  
6 commissioner of health shall take such actions, including making regu-  
7 lations and applying for federal financial participation, as are reason-  
8 ably necessary for implementation of this act on that date.