

# STATE OF NEW YORK

8583

2019-2020 Regular Sessions

## IN ASSEMBLY

September 13, 2019

Introduced by M. of A. DiPIETRO -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the executive law, in relation to establishing a veterans' dental insurance coverage program; and making an appropriation therefor

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

1 Section 1. The executive law is amended by adding a new section 366-a  
2 to read as follows:

3 § 366-a. Veterans' dental insurance coverage program. 1. The director  
4 shall establish a veterans' dental insurance coverage program, in  
5 consultation with the commissioner of civil service, within the state  
6 employee dental insurance plan. Such program shall provide comprehensive  
7 and routine dental care services to New York state resident veterans as  
8 such term is defined in this article.

9 2. Eligibility under this section shall not be granted to any person  
10 who at the time an application is made is receiving equivalent or better  
11 coverage from any other public or private third party payment source or  
12 insurance plan than those benefits provided for under this section.

13 3. The director shall establish a sliding scale for copayments which  
14 shall be based on income and disability level of the veteran. Veterans  
15 with a disability rating of between ten and fifty percent shall be  
16 subject to copayment amounts as set by the director based on income.  
17 Veterans with a disability rating of fifty percent or higher shall not  
18 be subject to copayments for treatment or services under this program.

19 4. Program regulations shall:

20 (a) provide for a process of determining and re-determining eligibil-  
21 ity for participation in this program including provisions for  
22 submission of proof of veteran status, residency, income, disability  
23 rating and information on existing complete or partial coverage of  
24 dental expenses under a third party assistance or insurance plan;

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

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1 (b) provide for a fair hearing process for individuals and participat-  
2 ing dentists to appeal determinations or actions of the contractors; and  
3 (c) establish procedures for the state to recover the value of bene-  
4 fits or payments made under this section, if any, that were based on  
5 applications or claims submitted in violation of any provision of this  
6 section.

7 § 2. The sum of five million dollars (\$5,000,000), or so much thereof  
8 as may be necessary, is hereby appropriated to the department of civil  
9 service out of any moneys in the state treasury in the general fund to  
10 the credit of the local assistance account, not otherwise appropriated,  
11 and made immediately available, for the purpose of carrying out the  
12 provisions of this act. Such moneys shall be payable on the audit and  
13 warrant of the comptroller on vouchers certified or approved by the  
14 president of the department of civil service in the manner prescribed by  
15 law.

16 § 3. This act shall take effect on the one hundred eightieth day after  
17 it shall have become a law. Effective immediately, the addition, amend-  
18 ment and/or repeal of any rule or regulation necessary for the implemen-  
19 tation of this act on its effective date are authorized and directed to  
20 be made and completed on or before such effective date.