

STATE OF NEW YORK

880

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. GOTTFRIED, EPSTEIN, PERRY, WEPRIN, HEVESI, SIMON, CARROLL, L. ROSENTHAL, DINOWITZ, RODRIGUEZ, CRUZ, DE LA ROSA, REYES, PAULIN, FERNANDEZ, OTIS -- read once and referred to the Committee on Health

AN ACT to amend the social services law, in relation to coverage for health care services under the basic health program for individuals whose immigration status renders him or her ineligible for federal financial participation

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

1 Section 1. Section 369-gg of the social services law is amended by
2 adding a new subdivision 3-a to read as follows:

3 3-a. Alternate eligibility. A person shall also be eligible to receive
4 coverage for health care services under this title, without regard to
5 federal financial participation, if he or she is a resident of New York
6 state, has household income below two hundred percent of the federal
7 poverty line as defined and annually revised by the United States
8 department of health and human services for a household of the same
9 size, and is ineligible for federal financial participation in the basic
10 health program under 42 U.S.C. section 18051 on the basis of immigration
11 status, but otherwise meets the eligibility requirements in paragraphs
12 (b) and (c) of subdivision three of this section. An applicant who fails
13 to make an applicable premium payment shall lose eligibility to receive
14 coverage for health care services in accordance with time frames and
15 procedures determined by the commissioner.

16 § 2. The title heading of title 11-D of article 5 of the social
17 services law, as added by chapter 1 of the laws of 1999, is amended to
18 read as follows:

19 [~~FAMILY HEALTH PLUS PROGRAM~~] BASIC HEALTH PROGRAM

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

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1 § 3. This act shall take effect on the one hundred eightieth day after
2 it shall have become a law. Effective immediately, the commissioner of
3 health shall make regulations and take other actions reasonably neces-
4 sary to implement this act on that date.