

# STATE OF NEW YORK

1572

2021-2022 Regular Sessions

## IN SENATE

January 13, 2021

Introduced by Sens. RIVERA, BRESLIN, COMRIE, HOYLMAN, JACKSON, LIU, MYRIE, PARKER, PERSAUD, RAMOS, SALAZAR, SEPULVEDA, SERRANO, STAVISKY -- read twice and ordered printed, and when printed to be committed 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

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

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

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