STATE OF NEW YORK

880--A

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. GOTTFRIED, GONZALEZ-ROJAS, EPSTEIN, PERRY, WEPRIN, HEVESI, SIMON, CARROLL, L. ROSENTHAL, DINOWITZ, CRUZ, REYES, PAULIN, FERNANDEZ, OTIS, MITAYNES, TAYLOR, CLARK, JACKSON, FORREST, MAMDANI, KELLES, THIELE, BURDICK, BURGOS, BICHOTTE HERMELYN -- 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 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:

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

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

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

LBD00326-07-2

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