

# STATE OF NEW YORK

3764

2023-2024 Regular Sessions

## IN ASSEMBLY

February 7, 2023

Introduced by M. of A. PHEFFER AMATO -- read once and referred to the  
Committee on Governmental Employees

AN ACT to amend the civil service law, in relation to reimbursement for  
medicare charges

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

1 Section 1. Section 167-a of the civil service law, as amended by  
2 section 1 of part I of chapter 55 of the laws of 2012, is amended to  
3 read as follows:

4 § 167-a. Reimbursement for medicare [~~premium~~] charges. Upon exclusion  
5 from the coverage of the health benefit plan of supplementary medical  
6 insurance benefits for which an active or retired employee or a depend-  
7 ent covered by the health benefit plan is or would be eligible under the  
8 federal old-age, survivors and disability insurance program, an amount  
9 equal to the premium charge and any other additional charges for such  
10 supplementary medical insurance benefits for such active or retired  
11 employee and his or her dependents, if any, shall be paid monthly or at  
12 other intervals to such active or retired employee from the health  
13 insurance fund. Where appropriate, such amount may be deducted from  
14 contributions payable by the employee or retired employee; or where  
15 appropriate in the case of a retired employee receiving a retirement  
16 allowance, such amount may be included with payments of his or her  
17 retirement allowance. All state employer, employee, retired employee and  
18 dependent contributions to the health insurance fund, including contrib-  
19 utions from public authorities, public benefit corporations or other  
20 quasi-public organizations of the state eligible for participation in  
21 the health benefit plan as authorized by subdivision two of section one  
22 hundred sixty-three of this article, shall be adjusted as necessary to  
23 cover the cost of reimbursing federal old-age, survivors and disability  
24 insurance program premium charges under this section. This cost shall be  
25 included in the calculation of premium or subscription charges for

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

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1 health coverage provided to employees and retired employees of the  
2 state, public authorities, public benefit corporations or other quasi-  
3 public organizations of the state; provided, however, the state, public  
4 authorities, public benefit corporations or other quasi-public organiza-  
5 tions of the state shall remain obligated to pay no less than its share  
6 of such increased cost consistent with its share of premium or  
7 subscription charges provided for by this article. All other employer  
8 contributions to the health insurance fund shall be adjusted as neces-  
9 sary to provide for such payments. For purposes of this section, the  
10 term "health benefit plan of supplementary medical insurance benefits"  
11 shall mean the health benefit plan prescribed by section one hundred  
12 sixty-one of this article and shall include prescription drugs and medi-  
13 cations, group hospitalization, surgical and medical insurance provided  
14 pursuant to such section.

15 § 2. This act shall take effect immediately.