

# STATE OF NEW YORK

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1323

2023-2024 Regular Sessions

## IN SENATE

January 11, 2023

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Introduced by Sen. BAILEY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the elder law, in relation to increases in income limiting eligibility under the program for elderly pharmaceutical insurance coverage

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

1 Section 1. Paragraph (i) of subdivision 3 of section 242 of the elder  
2 law, as added by a chapter of the laws of 2022 amending the elder law  
3 relating to eligibility under the program for elderly pharmaceutical  
4 insurance coverage, as proposed in legislative bills numbers S. 3483-A  
5 and A. 928-A, is amended to read as follows:

6 (i) An individual who is determined to be eligible for assistance  
7 under this article shall not become ineligible based upon income solely  
8 because of an increase in either a public or private pension or an  
9 increase in social security benefits as provided under federal law where  
10 such increase does not exceed the consumer price index (all items United  
11 States city average) for such year. This provision shall be limited to  
12 one subsequent calendar year.

13 § 2. This act shall take effect on the same date and in the same  
14 manner as a chapter of the laws of 2022 amending the elder law relating  
15 to eligibility under the program for elderly pharmaceutical insurance  
16 coverage, as proposed in legislative bills numbers S. 3483-A and A.  
17 928-A, takes effect.

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

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