STATE OF NEW YORK

630

2023-2024 Regular Sessions

IN ASSEMBLY

January 10, 2023

Introduced by M. of A. CARROLL -- read once and referred to the Committee on Aging

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:

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

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

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

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

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