

ASSEMBLY, No. 2764

STATE OF NEW JERSEY

INTRODUCED MARCH 3, 1997

By Assemblymen LeFEVRE and BLEE

1 AN ACT concerning eligibility for "Pharmaceutical Assistance to the
2 Aged and Disabled" and amending P.L.1975, c.194.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 2 of P.L.1975, c.194 (C.30:4D-21) is amended to read
8 as follows:

9 2. a. Any resident of this State who is either a recipient of
10 disability insurance benefits under Title II of the federal Social
11 Security Act (42 U.S.C.§401 et seq.) or 65 years of age and over and
12 whose annual income is less than \$16,624 if single or, if married,
13 whose annual income combined with that of his spouse is less than
14 \$20,383, shall be eligible for "Pharmaceutical Assistance to the Aged
15 and Disabled" if he is not otherwise qualified for assistance under
16 P.L.1968, c.413 (C.30:4D-1 et seq.). Additionally, a resident of this
17 State who is a recipient of disability insurance benefits under Title II
18 of the federal Social Security Act (42 U.S.C.§401 et seq.) and whose
19 annual income is less than \$19,000 if the individual has one dependent
20 child, less than \$22,000 if the individual has two dependent children,
21 or less than \$25,000 if the individual has three or more dependent
22 children, if single or, if married, whose annual income combined with
23 that of his spouse is less than \$23,000 if the married couple has one
24 dependent child, less than \$26,000 if the married couple has two
25 dependent children, or less than \$29,000 if the married couple has
26 three or more dependent children, shall be eligible for "Pharmaceutical
27 Assistance to the Aged and Disabled" if he is not otherwise qualified
28 for assistance under P.L.1968, c.413 (C.30:4D-1 et seq.). Annual
29 income shall not include gain from the sale of a principal residence that
30 is excluded from gross income pursuant to N.J.S.54A:6-9.

31 b. Beginning January 1, 1996 and annually thereafter, the income
32 eligibility limits provided in subsection a. of this section shall increase
33 by the amount of the maximum Social Security benefit cost-of-living
34 increase for that year for single and married persons, respectively. The

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 commissioner shall adopt the new income limits annually by regulation
2 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
3 (C.52:14B-1 et seq.).

4 For the purposes of this section, "dependent child" means a child
5 who is a dependent pursuant to the provisions of the Internal Revenue
6 Code.

7 (cf: P.L.1995, c.27, s.1)

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9 2. This act shall take effect immediately.

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STATEMENT

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14 This bill expands the income eligibility requirements for the
15 "Pharmaceutical Assistance to the Aged and Disabled" (PAAD)
16 program for persons who are disabled and have dependent children.
17 Specifically, this bill would increase the annual income eligibility
18 requirement for single individuals with disabilities with dependent
19 children to \$19,000 with one dependent child, to \$22,000 with two
20 dependent children, and to \$25,000 with three or more dependent
21 children; and for married couples to \$23,000 with one dependent child,
22 to \$26,000 with two dependent children, and to \$29,000 with three or
23 more dependent children. The bill would define a dependent child as
24 a child who is dependent pursuant to the provisions of the Internal
25 Revenue Code.

26 Under current law, the annual income eligibility requirement is the
27 same whether or not a PAAD recipient has any dependent children.

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33 Increases income eligibility for PAAD for certain individuals with
dependent children.