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2009-2010 Regular Sessions

I N S E N A T E

January 14, 2009

Introduced by Sens. C. JOHNSON, DUANE, KRUEGER, ONORATO, PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to the approval of requests for insurance coverage for wheelchairs

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Article 32 of the general business law, as amended by chapter 219 of the laws of 2006, is renumbered article 32-A.

2 S 2. The article heading of article 32-A of the general business law, as amended by chapter 219 of the laws of 2006 and as renumbered by section one of this act, is amended to read as follows:

3 [WHEELCHAIR WARRANTIES] WHEELCHAIRS

4 S 3. Section 670 of the general business law, as amended by chapter 219 of the laws of 2006, is renumbered section 677.

5 S 4. The opening paragraph of subdivision 1 of section 677 of the general business law, as amended by chapter 219 of the laws of 2006 and as renumbered by section three of this act, is amended to read as follows:

6 As used in this [section] ARTICLE:

7 S 5. The general business law is amended by adding a new section 678 to read as follows:

8 S 678. APPROVAL OF REQUESTS FOR WHEELCHAIRS. AN INSURANCE COMPANY LICENSED TO DO BUSINESS IN THIS STATE THAT RECEIVES A REQUEST FOR PAYMENT FROM A WHEELCHAIR DEALER OR MANUFACTURER WHOM A CLIENT OF SUCH INSURANCE COMPANY HAS HIRED TO MANUFACTURE OR ASSEMBLE A WHEELCHAIR, FOR PURPOSES OTHER THAN RESALE, SHALL INFORM SUCH WHEELCHAIR DEALER OR MANUFACTURER WITHIN THIRTY DAYS OF RECEIPT OF SUCH REQUEST WHETHER THE PURCHASE OF SUCH WHEELCHAIR IS COVERED BY THE INSURANCE POLICY OF THE CONSUMER.

9 S 6. This act shall take effect on the sixtieth day after it shall have become a law.

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

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