

6810

I N S E N A T E

March 23, 2012

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

AN ACT to amend the insurance law, in relation to a health savings account pilot program and providing for the repeal of such provisions upon the expiration thereof

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

1 Section 1. The insurance law is amended by adding a new section 1124
2 to read as follows:

3 S 1124. HEALTH SAVINGS ACCOUNT PILOT PROJECT. (A) A HEALTH MAINTENANCE
4 ORGANIZATION CERTIFIED PURSUANT TO ARTICLE FORTY-FOUR OF THE PUBLIC
5 HEALTH LAW MAY OFFER A GROUP HIGH DEDUCTIBLE HEALTH PLAN IN CONJUNCTION
6 WITH A HEALTH REIMBURSEMENT ACCOUNT OR A HEALTH SAVINGS ACCOUNT ESTAB-
7 LISHED PURSUANT TO FEDERAL TAX LAW, WHEN:

8 (1) THE EMPLOYER GROUP PURCHASING THE HIGH DEDUCTIBLE PLAN IS A MUNI-
9 CIPALITY, AND

10 (2) THE EMPLOYER IS OBLIGATED TO CONTRIBUTE, PURSUANT TO A COLLECTIVE
11 BARGAINING AGREEMENT OR OTHER BINDING ARRANGEMENT WITH ITS EMPLOYEES, AN
12 AMOUNT AT LEAST EQUAL TO THE DEDUCTIBLE REQUIRED UNDER THE PLAN ON
13 BEHALF OF EACH ENROLLED EMPLOYEE.

14 (B) A HIGH DEDUCTIBLE HEALTH PLAN OFFERED PURSUANT TO SUBSECTION (A)
15 OF THIS SECTION, WHICH OTHERWISE MEETS THE REQUIREMENTS OF ARTICLE
16 FORTY-FOUR OF THE PUBLIC HEALTH LAW, SHALL BE DEEMED TO PROVIDE COMPRE-
17 HENSIVE HEALTH SERVICES AND SHALL NOT BE DISAPPROVED DUE TO ITS COST
18 SHARE ARRANGEMENT.

19 (C) ANY ORGANIZATION PARTICIPATING IN THE PILOT PROGRAM SHALL FILE A
20 REPORT WITH THE SUPERINTENDENT DETAILING THE IMPACT OF THE PROGRAM,
21 INCLUDING BUT NOT LIMITED TO INFORMATION REGARDING CONSUMER SATISFACTION
22 AND ACCESS TO CARE, NO LATER THAN APRIL FIRST, TWO THOUSAND FOURTEEN.

23 S 2. This act shall take effect immediately and shall expire December
24 31, 2015 when upon such date the provisions of this act shall be deemed
25 repealed.

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

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