

4189

2013-2014 Regular Sessions

I N   S E N A T E

March 13, 2013

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Introduced by Sen. KENNEDY -- 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 coverage for opioid-addiction treatment medications

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

1     Section 1. Subsection (i) of section 3216 of the insurance law is  
2 amended by adding a new paragraph 30 to read as follows:  
3     (30) EVERY POLICY DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE THAT  
4 PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE-TYPE COVERAGE  
5 AND PROVIDES COVERAGE FOR PRESCRIPTION DRUGS SHALL PROVIDE COVERAGE FOR  
6 OPIOID-ADDICTION TREATMENT MEDICATIONS. SUCH COVERAGE MAY BE SUBJECT TO  
7 CO-PAYS, COINSURANCE, OR DEDUCTIBLES, PROVIDED THAT THE CO-PAYS, COINSU-  
8 RANCE, OR DEDUCTIBLES ARE AT LEAST AS FAVORABLE TO AN INSURED AS THE  
9 CO-PAYS, COINSURANCE, OR DEDUCTIBLES THAT APPLY TO COVERAGE FOR OTHER  
10 PRESCRIPTION DRUGS.  
11     S 2. Subsection (k) of section 3221 of the insurance law is amended by  
12 adding a new paragraph 19 to read as follows:  
13     (19) EVERY POLICY DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE THAT  
14 PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE-TYPE COVERAGE  
15 AND PROVIDES COVERAGE FOR PRESCRIPTION DRUGS SHALL PROVIDE COVERAGE FOR  
16 OPIOID-ADDICTION TREATMENT MEDICATIONS. SUCH COVERAGE MAY BE SUBJECT TO  
17 CO-PAYS, COINSURANCE, OR DEDUCTIBLES, PROVIDED THAT THE CO-PAYS, COINSU-  
18 RANCE, OR DEDUCTIBLES ARE AT LEAST AS FAVORABLE TO AN INSURED AS THE  
19 CO-PAYS, COINSURANCE, OR DEDUCTIBLES THAT APPLY TO COVERAGE FOR OTHER  
20 PRESCRIPTION DRUGS.  
21     S 3. Section 4303 of the insurance law is amended by adding a new  
22 subsection (jj) to read as follows:  
23     (JJ) EVERY POLICY DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE THAT  
24 PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE-TYPE COVERAGE  
25 AND PROVIDES COVERAGE FOR PRESCRIPTION DRUGS SHALL PROVIDE COVERAGE FOR

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

LBD08930-01-3

1 OPIOID-ADDICTION TREATMENT MEDICATIONS. SUCH COVERAGE MAY BE SUBJECT TO  
2 CO-PAYS, COINSURANCE, OR DEDUCTIBLES, PROVIDED THAT THE CO-PAYS, COINSU-  
3 RANCE, OR DEDUCTIBLES ARE AT LEAST AS FAVORABLE TO AN INSURED AS THE  
4 CO-PAYS, COINSURANCE, OR DEDUCTIBLES THAT APPLY TO COVERAGE FOR OTHER  
5 PRESCRIPTION DRUGS.

6 S 4. This act shall take effect immediately and shall apply to any  
7 policy issued, delivered, modified, amended, or renewed on or after such  
8 effective date.