

STATE OF NEW YORK

303

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to coverage of early and periodic screening, diagnosis and treatment under the child health insurance plan

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 7 of section 2510 of the public health law, as
2 amended by chapter 428 of the laws of 2013, is amended to read as
3 follows:

4 7. "Covered health care services" means: the services of physicians,
5 optometrists, nurses, nurse practitioners, midwives and other related
6 professional personnel which are provided on an outpatient basis,
7 including routine well-child visits; diagnosis and treatment of illness
8 and injury; early and periodic screening, diagnosis and treatment for
9 eligible children under the age of six and for other eligible children
10 to ascertain physical and mental disabilities; inpatient health care
11 services; laboratory tests; diagnostic x-rays; prescription and non-
12 prescription drugs and durable medical equipment; radiation therapy;
13 chemotherapy; hemodialysis; outpatient blood clotting factor products
14 and other treatments and services furnished in connection with the care
15 of hemophilia and other blood clotting protein deficiencies; emergency
16 room services; hospice services; emergency, preventive and routine
17 dental care, including medically necessary orthodontia but excluding
18 cosmetic surgery; emergency, preventive and routine vision care, includ-
19 ing eyeglasses; speech and hearing services; and, inpatient and outpa-
20 tient mental health, alcohol and substance abuse services as defined by
21 the commissioner in consultation with the superintendent, but shall
22 include early and periodic screening, diagnosis and treatment for eligi-
23 ble children under the age of six and for other eligible children to

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

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1 ascertain physical and mental disabilities. "Covered health care
2 services" shall not include drugs, procedures and supplies for the
3 treatment of erectile dysfunction when provided to, or prescribed for
4 use by, a person who is required to register as a sex offender pursuant
5 to article six-C of the correction law, provided that any denial of
6 coverage of such drugs, procedures or supplies shall provide the patient
7 with the means of obtaining additional information concerning both the
8 denial and the means of challenging such denial.

9 § 2. This act shall take effect on the first of April after it becomes
10 a law. Effective immediately, the commissioner of health shall make
11 regulations and take other actions reasonably necessary to implement
12 this act on that date.