

STATE OF NEW YORK

6042

2023-2024 Regular Sessions

IN ASSEMBLY

March 31, 2023

Introduced by M. of A. BICHOTTE HERMELYN, STIRPE, COLTON, CRUZ,
JEAN-PIERRE, JACKSON -- read once and referred to the Committee on
Insurance

AN ACT to amend the insurance law, in relation to requiring insurance
policies to provide coverage for transvaginal ultrasounds during preg-
nancy

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

1 Section 1. This act shall be known and may be cited as the "Eli Parker
2 Levitt Law".

3 § 2. Paragraph 10 of subsection (i) of section 3216 of the insurance
4 law is amended by adding a new subparagraph (C) to read as follows:

5 (C) Coverage provided under this paragraph for care and treatment
6 during pregnancy shall include provision for payments for not less than:

7 (i) a transvaginal ultrasound once between sixteen through twenty-four
8 weeks; and

9 (ii) a transvaginal ultrasound every two weeks from sixteen through
10 twenty-four weeks for pregnant individuals with any of the following:

11 (I) a history of early delivery between thirteen and thirty-seven weeks
12 in any prior pregnancy; (II) a history of any surgical procedure,

13 including office procedures, performed on their cervix, including but
14 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)

15 a pregnant individual with a uterine unification defect, including but
16 not limited to bicornuate, septate or unicornuate uterus, or any congen-

17 ital structural defect of a kidney; and (V) a history of prior delivery
18 occurring at or near term by cesarean after obstructed labor.

19 § 3. Paragraph 5 of subsection (k) of section 3221 of the insurance
20 law is amended by adding a new subparagraph (C) to read as follows:

21 (C) Coverage provided under this paragraph for care and treatment
22 during pregnancy shall include provision for payments for not less than:

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

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1 (i) a transvaginal ultrasound once between sixteen through twenty-four
2 weeks; and

3 (ii) a transvaginal ultrasound every two weeks from sixteen through
4 twenty-four weeks for pregnant individuals with any of the following:
5 (I) a history of early delivery between thirteen and thirty-seven weeks
6 in any prior pregnancy; (II) a history of any surgical procedure,
7 including office procedures, performed on their cervix, including but
8 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)
9 a pregnant individual with a uterine unification defect, including but
10 not limited to bicornuate, septate or unicornuate uterus, or any congen-
11 ital structural defect of a kidney; and (V) a history of prior delivery
12 occurring at or near term by cesarean after obstructed labor.

13 § 4. Paragraph 1 of subsection (c) of section 4303 of the insurance
14 law is amended by adding a new subparagraph (D) to read as follows:

15 (D) Coverage provided under this paragraph for care and treatment
16 during pregnancy shall include provision for payments for not less than:

17 (i) a transvaginal ultrasound once between sixteen through twenty-four
18 weeks; and

19 (ii) a transvaginal ultrasound every two weeks from sixteen through
20 twenty-four weeks for pregnant individuals with any of the following:
21 (I) a history of early delivery between thirteen and thirty-seven weeks
22 in any prior pregnancy; (II) a history of any surgical procedure,
23 including office procedures, performed on their cervix, including but
24 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)
25 a pregnant individual with a uterine unification defect, including but
26 not limited to bicornuate, septate or unicornuate uterus, or any congen-
27 ital structural defect of a kidney; and (V) a history of prior delivery
28 occurring at or near term by cesarean after obstructed labor.

29 § 5. This act shall take effect on the sixtieth day after it shall
30 have become a law. Effective immediately the addition, amendment and/or
31 repeal of any rule or regulation necessary for the implementation of
32 this act on its effective date are authorized to be made and completed
33 on or before such date.