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I N   A S S E M B L Y

July 6, 2010

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Introduced by COMMITTEE ON RULES -- (at request of M. of A. Lavine) --  
read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to payment for  
services performed in an office-based surgical facility

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

1     Section 1. Section 230-d of the public health law is amended by adding  
2     a new subdivision 6 to read as follows:  
3     6. ANY LICENSEE WHO OBTAINS ACCREDITED STATUS AS SET FORTH PURSUANT TO  
4     THIS SECTION SHALL RECEIVE PAYMENT FROM A HEALTH PLAN FOR THE USE OF THE  
5     OFFICE-BASED SURGICAL FACILITY IN ADDITION TO THE FEE CHARGED FOR THE  
6     PERFORMANCE OF THE MEDICALLY NECESSARY PROCEDURE INVOLVING A HEALTH PLAN  
7     ENROLLEE OR INSURED. FOR THE PURPOSES OF THIS SECTION, "HEALTH PLAN"  
8     SHALL BE DEFINED AS AN INSURER THAT IS LICENSED UNDER THE INSURANCE LAW  
9     TO WRITE ACCIDENT AND HEALTH INSURANCE, OR THAT IS LICENSED PURSUANT TO  
10    ARTICLE FORTY-THREE OF THE INSURANCE LAW, OR IS CERTIFIED PURSUANT TO  
11    ARTICLE FORTY-FOUR OF THIS CHAPTER.  
12    S 2. This act shall take effect immediately.

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

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