

S T A T E O F N E W Y O R K

9787--B

I N A S S E M B L Y

January 28, 2010

Introduced by M. of A. GUNTHER, FIELDS, GIBSON, JAFFEE, ROBINSON, PHEFFER, PERRY, STIRPE, BARRON, CASTRO, BURLING, CALHOUN, TOBACCO, ALFANO, ESPAILLAT, MENG, TITUS -- Multi-Sponsored by -- M. of A. BING, BOYLAND, HIKIND, HOOPER, MAISEL, MAYERSOHN, M. MILLER, MILLMAN, TITONE, WEISENBERG, WRIGHT -- read once and referred to the Committee on Insurance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to coverage for prenatal vitamins

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 10-a to read as follows:
3 (10-A)(A) EVERY POLICY WHICH PROVIDES COVERAGE FOR PRESCRIPTION DRUGS
4 SHALL PROVIDE COVERAGE FOR PRENATAL VITAMINS WHEN PRESCRIBED OR ORDERED
5 BY A HEALTH CARE PROVIDER LEGALLY AUTHORIZED TO PRESCRIBE UNDER TITLE
6 EIGHT OF THE EDUCATION LAW.
7 (B) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSURANCE
8 AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE CONSISTENT
9 WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN POLICY.
10 S 2. Subsection (k) of section 3221 of the insurance law is amended by
11 adding a new paragraph 5-a to read as follows:
12 (5-A)(A) EVERY GROUP OR BLANKET POLICY WHICH PROVIDES COVERAGE FOR
13 PRESCRIPTION DRUGS SHALL PROVIDE COVERAGE FOR PRENATAL VITAMINS WHEN
14 PRESCRIBED OR ORDERED BY A HEALTH CARE PROVIDER LEGALLY AUTHORIZED TO
15 PRESCRIBE UNDER TITLE EIGHT OF THE EDUCATION LAW.
16 (B) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSU-
17 RANCE, AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE
18 CONSISTENT WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN
19 POLICY.
20 S 3. Section 4303 of the insurance law is amended by adding a new
21 subsection (c-1) to read as follows:

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

LBD14960-05-0

1 (C-1)(1) EVERY CONTRACT ISSUED BY A CORPORATION SUBJECT TO THE
2 PROVISIONS OF THIS ARTICLE WHICH PROVIDES COVERAGE FOR PRESCRIPTION
3 DRUGS SHALL PROVIDE COVERAGE FOR PRENATAL VITAMINS WHEN PRESCRIBED OR
4 ORDERED BY A HEALTH CARE PROVIDER LEGALLY AUTHORIZED TO PRESCRIBE UNDER
5 TITLE EIGHT OF THE EDUCATION LAW.
6 (2) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSURANCE
7 AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE CONSISTENT
8 WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN CONTRACT.
9 S 4. This act shall take effect on the first of January next succeed-
10 ing the date on which it shall have become a law and shall apply to
11 policies issued, reissued, renewed, modified or amended on or after such
12 date.