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

1773

2009-2010 Regular Sessions

I N S E N A T E

February 6, 2009

Introduced by Sen. LAVALLE -- 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 breast reconstruction surgery after a partial mastectomy or lumpectomy

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

Section 1. The opening paragraph and clause (i) of subparagraph (A) of paragraph 20 of subsection (i) of section 3216 of the insurance law, as added by chapter 21 of the laws of 1997, are amended to read as follows:

Every policy which provides medical, major medical, or similar comprehensive-type coverage shall provide the following coverage for breast reconstruction surgery after a mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY:

(i) all stages of reconstruction of the breast on which the mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY has been performed; and

S 2. The opening paragraph and clause (i) of subparagraph (A) of paragraph 10 of subsection (k) of section 3221 of the insurance law, as added by chapter 21 of the laws of 1997, are amended to read as follows:

Every group or blanket policy delivered or issued for delivery in this state which provides medical, major medical, or similar comprehensive-type coverage shall provide the following coverage for breast reconstruction surgery after a mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY:

(i) all stages of reconstruction of the breast on which the mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY has been performed; and

S 3. The opening paragraph and subparagraph (A) of paragraph 1 of subsection (x) of section 4303 of the insurance law, as added by chapter 21 of the laws of 1997, are amended to read as follows:

Every contract issued by a medical expense indemnity corporation, hospital service corporation or health service corporation which provides coverage for surgical or medical care shall provide the follow-

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

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ing coverage for breast reconstruction surgery after a mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY:

(A) all stages of reconstruction of the breast on which the mastectomy, PARTIAL MASTECTOMY OR LUMPECTOMY has been performed; and

S 4. This act shall take effect immediately and shall apply to all policies and contracts issued, renewed, modified, altered or amended on or after such date.