

3606

2009-2010 Regular Sessions

I N S E N A T E

March 25, 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 the treatment of lymphedema

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 26 to read as follows:

3 (26) EVERY POLICY WHICH PROVIDES COVERAGE FOR LYMPHEDEMA SHALL INCLUDE  
4 COVERAGE FOR NECESSARY AIDS OR DEVICES FOR SUCH TREATMENT INCLUDING, BUT  
5 NOT LIMITED TO, COMPRESSION SLEEVES, GLOVES, GAUNTLETS AND OTHER  
6 GARMENTS.

7 S 2. Subsection (k) of section 3221 of the insurance law is amended by  
8 adding a new paragraph 15 to read as follows:

9 (15) A GROUP OR BLANKET ACCIDENT OR HEALTH INSURANCE POLICY OR ISSUING  
10 A GROUP OR BLANKET POLICY FOR DELIVERY IN THIS STATE WHICH PROVIDES  
11 COVERAGE FOR LYMPHEDEMA SHALL INCLUDE COVERAGE FOR NECESSARY AIDS OR  
12 DEVICES FOR SUCH TREATMENT INCLUDING, BUT NOT LIMITED TO, COMPRESSION  
13 SLEEVES, GLOVES, GAUNTLETS AND OTHER GARMENTS.

14 S 3. Section 4303 of the insurance law is amended by adding a new  
15 subsection (ff) to read as follows:

16 (FF) A MEDICAL EXPENSE INDEMNITY CORPORATION, A HOSPITAL SERVICE  
17 CORPORATION OR A HEALTH SERVICE CORPORATION WHICH PROVIDES COVERAGE FOR  
18 LYMPHEDEMA SHALL INCLUDE COVERAGE FOR NECESSARY AIDS OR DEVICES FOR SUCH  
19 TREATMENT INCLUDING, BUT NOT LIMITED TO, COMPRESSION SLEEVES, GLOVES,  
20 GAUNTLETS AND OTHER GARMENTS.

21 S 4. This act shall take effect on the first of January next succeed-  
22 ing the date on which it shall have become a law and shall apply to all  
23 policies or contracts issued, renewed, modified, altered or amended on  
24 and after such effective date.

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

LBD07845-01-9