

3935

2009-2010 Regular Sessions

I N S E N A T E

April 7, 2009

Introduced by Sen. OPPENHEIMER -- 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 prohibiting disclosure of a claim for surgical procedure to the employer by an insurance carrier

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

- 1 Section 1. The insurance law is amended by adding a new section 3114  
2 to read as follows:  
3 S 3114. PROHIBITION OF DISCLOSURE OF A SURGICAL PROCEDURE UNDER INSUR-  
4 ANCE POLICIES. NO INSURER LICENSED UNDER THIS CHAPTER OR HEALTH MAINTE-  
5 NANCE ORGANIZATION CERTIFIED UNDER ARTICLE FORTY-FOUR OF THE PUBLIC  
6 HEALTH LAW SHALL DISCLOSE TO THE EMPLOYER OF A COVERED PERSON THE FACT  
7 THAT A CLAIM FOR A SURGICAL PROCEDURE HAS BEEN SUBMITTED UNDER THE  
8 PROVISIONS OF AN INSURANCE POLICY OR CONTRACT BETWEEN A HEALTH MAINTE-  
9 NANCE ORGANIZATION AND AN ENROLLEE.  
10 S 2. This act shall take effect on the ninetieth day after it shall  
11 have become a law. Effective immediately any rules and regulations  
12 necessary for the timely implementation of this act on its effective  
13 date shall be promulgated on or before such date.

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

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