

4910

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. BONACIC -- 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 reimbursement for prehospital emergency medical services

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

1 Section 1. Subparagraph (C) of paragraph 24 of subsection (i) of
2 section 3216 of the insurance law, as added by chapter 506 of the laws
3 of 2001, is amended to read as follows:
4 (C) An insurer shall provide reimbursement for those services
5 prescribed by this section at rates negotiated between the insurer and
6 the provider of such services. In the absence of agreed upon rates, an
7 insurer shall pay for such services at the usual and customary charge,
8 which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE
9 DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY
10 MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN
11 INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS PARAGRAPH.
12 S 2. Subparagraph (C) of paragraph 15 of subsection (l) of section
13 3221 of the insurance law, as added by chapter 506 of the laws of 2001,
14 is amended to read as follows:
15 (C) An insurer shall provide reimbursement for those services
16 prescribed by this section at rates negotiated between the insurer and
17 the provider of such services. In the absence of agreed upon rates, an
18 insurer shall pay for such services at the usual and customary charge,
19 which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE
20 DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY
21 MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN
22 INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS PARAGRAPH.
23 S 3. Paragraph 3 of subsection (aa) of section 4303 of the insurance
24 law, as added by chapter 506 of the laws of 2001, is amended to read as
25 follows:

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

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1 (3) An insurer shall provide reimbursement for those services
2 prescribed by this section at rates negotiated between the insurer and
3 the provider of such services. In the absence of agreed upon rates, an
4 insurer shall pay for such services at the usual and customary charge,
5 which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE
6 DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY
7 MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN
8 INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS SUBSECTION.
9 S 4. This act shall take effect on the thirtieth day after it shall
10 have become a law.