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

11642

I N A S S E M B L Y

July 6, 2010

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Lavine) -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to payment for services performed in an office-based surgical facility

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

Section 1. Section 230-d of the public health law is amended by adding a new subdivision 6 to read as follows:

6. ANY LICENSEE WHO OBTAINS ACCREDITED STATUS AS SET FORTH PURSUANT TO THIS SECTION SHALL RECEIVE PAYMENT FROM A HEALTH PLAN FOR THE USE OF THE OFFICE-BASED SURGICAL FACILITY IN ADDITION TO THE FEE CHARGED FOR THE PERFORMANCE OF THE MEDICALLY NECESSARY PROCEDURE INVOLVING A HEALTH PLAN ENROLLEE OR INSURED. FOR THE PURPOSES OF THIS SECTION, "HEALTH PLAN" SHALL BE DEFINED AS AN INSURER THAT IS LICENSED UNDER THE INSURANCE LAW TO WRITE ACCIDENT AND HEALTH INSURANCE, OR THAT IS LICENSED PURSUANT TO ARTICLE FORTY-THREE OF THE INSURANCE LAW, OR IS CERTIFIED PURSUANT TO ARTICLE FORTY-FOUR OF THIS CHAPTER.

S 2. This act shall take effect immediately.

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

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