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

3424

2009-2010 Regular Sessions

I N A S S E M B L Y

January 27, 2009

Introduced by M. of A. BRADLEY, JACOBS, FIELDS, MILLMAN, DINOWITZ, BENEDETTO, MARKEY, ENGLEBRIGHT, GALEF, BOYLAND, GABRYSZAK -- Multi-Sponsored by -- M. of A. CAHILL, COLTON, COOK, GUNTHER, MAGNARELLI, MAYERSOHN, McENENY, PHEFFER, REILLY, WRIGHT -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law and the public health law, in relation to the use of insurance identification cards

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

Section 1. Section 3217-a of the insurance law is amended by adding a new subsection (f) to read as follows:

(F) EACH INSURER SUBJECT TO THIS ARTICLE SHALL ISSUE TO EACH INSURED AN INSURANCE IDENTIFICATION CARD WHICH SHALL INCLUDE THE FOLLOWING INFORMATION:

(1) THE INSURED'S IDENTIFICATION INFORMATION, INCLUDING THE INSURED'S NAME AND IDENTIFICATION NUMBER;

(2) THE NAME OF THE PRODUCT THE INSURER USES TO DESCRIBE THE BENEFITS COVERED UNDER THE CONTRACT;

(3) THE AMOUNT OF THE INSURED'S CO-PAYMENT, IF ANY; AND

(4) THE BILLING ADDRESS AND CONTACT INFORMATION, INCLUDING A TELEPHONE NUMBER, FOR THE INSURER.

EACH INSURER SUBJECT TO THIS ARTICLE SHALL ISSUE A NEW CARD TO EACH INSURED WHENEVER ANY OF THE INFORMATION REQUIRED TO BE INCLUDED ON SUCH CARD CHANGES.

S 2. Section 4324 of the insurance law is amended by adding a new subsection (f) to read as follows:

(F) EACH HEALTH SERVICE, HOSPITAL SERVICE OR MEDICAL EXPENSE INDEMNITY CORPORATION SUBJECT TO THIS ARTICLE SHALL ISSUE TO EACH SUBSCRIBER AN INSURANCE IDENTIFICATION CARD WHICH SHALL INCLUDE THE FOLLOWING INFORMATION:

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

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(1) THE SUBSCRIBER IDENTIFICATION INFORMATION, INCLUDING THE SUBSCRIBER'S NAME AND IDENTIFICATION NUMBER;

(2) THE NAME OF THE PRODUCT THE CORPORATION USES TO DESCRIBE THE BENEFITS COVERED UNDER THE CONTRACT;

(3) THE AMOUNT OF THE SUBSCRIBER'S CO-PAYMENT, IF ANY; AND

(4) THE BILLING ADDRESS AND CONTACT INFORMATION, INCLUDING A TELEPHONE NUMBER, FOR THE HEALTH SERVICE, HOSPITAL SERVICE OR MEDICAL INDEMNITY CORPORATION.

EACH HEALTH SERVICE, HOSPITAL SERVICE OR MEDICAL INDEMNITY CORPORATION SUBJECT TO THIS ARTICLE SHALL ISSUE A NEW CARD TO EACH SUBSCRIBER WHENEVER ANY OF THE INFORMATION REQUIRED TO BE INCLUDED ON SUCH CARD CHANGES.

S 3. Section 4408 of the public health law is amended by adding a new subdivision 7 to read as follows:

7. EACH HEALTH MAINTENANCE ORGANIZATION SUBJECT TO THIS ARTICLE SHALL ISSUE TO EACH SUBSCRIBER AN IDENTIFICATION CARD WHICH SHALL INCLUDE THE FOLLOWING INFORMATION:

(A) THE SUBSCRIBER IDENTIFICATION INFORMATION, INCLUDING THE SUBSCRIBER'S NAME AND IDENTIFICATION NUMBER;

(B) THE NAME OF THE PRODUCT THE HEALTH MAINTENANCE ORGANIZATION USES TO DESCRIBE THE BENEFITS COVERED UNDER THE CONTRACT;

(C) THE AMOUNT OF THE SUBSCRIBER'S CO-PAYMENT, IF ANY; AND

(D) THE BILLING ADDRESS AND CONTACT INFORMATION, INCLUDING A TELEPHONE NUMBER, FOR THE HEALTH MAINTENANCE ORGANIZATION.

EACH HEALTH MAINTENANCE ORGANIZATION SUBJECT TO THIS ARTICLE SHALL ISSUE A NEW CARD TO EACH SUBSCRIBER WHENEVER ANY OF THE INFORMATION REQUIRED TO BE INCLUDED ON SUCH CARD CHANGES.

S 4. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to any contract issued, renewed, modified or altered on or after such date.