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

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:

Section 1. The insurance law is amended by adding a new section 3114 to read as follows:

S 3114. PROHIBITION OF DISCLOSURE OF A SURGICAL PROCEDURE UNDER INSURANCE POLICIES. NO INSURER LICENSED UNDER THIS CHAPTER OR HEALTH MAINTENANCE ORGANIZATION CERTIFIED UNDER ARTICLE FORTY-FOUR OF THE PUBLIC HEALTH LAW SHALL DISCLOSE TO THE EMPLOYER OF A COVERED PERSON THE FACT THAT A CLAIM FOR A SURGICAL PROCEDURE HAS BEEN SUBMITTED UNDER THE PROVISIONS OF AN INSURANCE POLICY OR CONTRACT BETWEEN A HEALTH MAINTENANCE ORGANIZATION AND AN ENROLLEE.

S 2. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately any rules and regulations necessary for the timely implementation of this act on its effective 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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