

5080

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. THOMPSON -- 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 excepting from community rating requirements group health insurance policies issued to multiple employer trusts consisting of municipal corporations and public benefit corporations

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

1 Section 1. Subsection (g) of section 3231 of the insurance law, as
2 added by chapter 501 of the laws of 1992, is amended to read as follows:
3 (g) This section shall also apply to policies issued to a group
4 defined in subsection (c) of section four thousand two hundred thirty-
5 five OF THIS CHAPTER, including but not limited to an association or
6 trust of employers, if the group includes one or more member employers
7 or other member groups which have fifty or fewer employees or members
8 exclusive of spouses and dependents, PROVIDED HOWEVER THAT THIS SECTION
9 SHALL NOT APPLY TO POLICIES ISSUED TO A GROUP DEFINED IN SUBPARAGRAPH
10 (D) OF PARAGRAPH ONE OF SUBSECTION (C) OF SECTION FOUR THOUSAND TWO
11 HUNDRED THIRTY-FIVE OF THIS CHAPTER, IF THE GROUP INCLUDES ONE OR MORE
12 MEMBER EMPLOYERS THAT ARE MUNICIPAL CORPORATIONS OR PUBLIC BENEFIT
13 CORPORATIONS THAT HAVE FIFTY OR FEWER EMPLOYEES EXCLUSIVE OF SPOUSES AND
14 DEPENDENTS.
15 S 2. Subsection (d) of section 4317 of the insurance law, as added by
16 chapter 501 of the laws of 1992, is amended to read as follows:
17 (d) This section shall also apply to contracts issued to a group
18 defined in subsection (c) of section four thousand two hundred thirty-
19 five OF THIS CHAPTER, including but not limited to an association or
20 trust of employers, if the group includes one or more member employers
21 or other member groups which have fifty or fewer employees or members
22 exclusive of spouses and dependents, PROVIDED HOWEVER THAT THIS SECTION
23 SHALL NOT APPLY TO POLICIES ISSUED TO A GROUP DEFINED IN SUBPARAGRAPH

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

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1 (D) OF PARAGRAPH ONE OF SUBSECTION (C) OF SECTION FOUR THOUSAND TWO
2 HUNDRED THIRTY-FIVE OF THIS CHAPTER, IF THE GROUP INCLUDES ONE OR MORE
3 MEMBER EMPLOYERS THAT ARE MUNICIPAL CORPORATIONS OR PUBLIC BENEFIT
4 CORPORATIONS THAT HAVE FIFTY OR FEWER EMPLOYEES EXCLUSIVE OF SPOUSES AND
5 DEPENDENTS.

6 S 3. This act shall take effect immediately.