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I N S E N A T E

February 25, 2010

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Introduced by Sen. VALESKY -- 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 ambulance subscription or membership programs

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

1 Section 1. The insurance law is amended by adding a new section 1124  
2 to read as follows:  
3 S 1124. AMBULANCE SUBSCRIPTION OR MEMBERSHIP PROGRAMS; EXEMPTION. AN  
4 AMBULANCE SUBSCRIPTION OR MEMBERSHIP PROGRAM, WHICH PROVIDES THAT FOR  
5 PAYMENT OF A SET FEE THAT NO CHARGE SHALL BE IMPOSED FOR UTILIZATION OF  
6 ALL OR PART OF A VOLUNTARY AMBULANCE SERVICE, AS DEFINED IN SECTION  
7 THREE THOUSAND ONE OF THE PUBLIC HEALTH LAW, MAY BE OFFERED BY THE ENTI-  
8 TY PROVIDING SUCH AMBULANCE SERVICE WITHOUT SUCH ENTITY BEING LICENSED  
9 UNDER THIS CHAPTER AND WITHOUT SUCH ENTITY BEING SUBJECT TO ANY  
10 PROVISIONS OF THIS CHAPTER. PROVIDED, HOWEVER, THAT: (A) PARTICIPATION  
11 IN SUCH SUBSCRIPTION OR MEMBERSHIP PROGRAM MUST BE AVAILABLE TO ANY  
12 PERSON; AND (B) SUCH ENTITY OR ITS REPRESENTATIVE MUST INFORM A PERSON,  
13 AND HAVE SUCH PERSON ACKNOWLEDGE IN WRITING PRIOR TO ANY PAYMENT, THAT  
14 THE PROVIDER OF AMBULANCE SERVICE IS NOT CONTRACTUALLY OBLIGATED BY THE  
15 TERMS OF THE PROGRAM TO PROVIDE SERVICES EACH TIME A REQUEST FOR  
16 SERVICES IS MADE.  
17 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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