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

650

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. GUNTHER, GABRYSZAK, McDONOUGH, JAFFEE, CASTRO -- Multi-Sponsored by -- M. of A. AMEDORE, COOK, CROUCH, HOOPER -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to reimbursement for prehospital emergency medical services

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

Section 1. Subparagraph (C) of paragraph 24 of subsection (i) of section 3216 of the insurance law, as added by chapter 506 of the laws of 2001, is amended to read as follows:

(C) An insurer shall provide reimbursement for those services prescribed by this section at rates negotiated between the insurer and the provider of such services. In the absence of agreed upon rates, an insurer shall pay for such services at the usual and customary charge, which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS PARAGRAPH.

S 2. Subparagraph (C) of paragraph 15 of subsection (l) of section 3221 of the insurance law, as added by chapter 506 of the laws of 2001, is amended to read as follows:

(C) An insurer shall provide reimbursement for those services prescribed by this section at rates negotiated between the insurer and the provider of such services. In the absence of agreed upon rates, an insurer shall pay for such services at the usual and customary charge, which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS PARAGRAPH.

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

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S 3. Paragraph 3 of subsection (aa) of section 4303 of the insurance law, as added by chapter 506 of the laws of 2001, is amended to read as follows:

(3) An insurer shall provide reimbursement for those services prescribed by this section at rates negotiated between the insurer and the provider of such services. In the absence of agreed upon rates, an insurer shall pay for such services at the usual and customary charge, which shall not be excessive or unreasonable. ANY FIRE DEPARTMENT, FIRE DISTRICT OR AMBULANCE DISTRICT WHICH PROVIDES PREHOSPITAL EMERGENCY MEDICAL SERVICES MAY SUBMIT REQUESTS FOR REIMBURSEMENT DIRECTLY TO AN INSURER FOR SERVICES RENDERED IN ACCORDANCE WITH THIS SUBSECTION.

S 4. This act shall take effect on the thirtieth day after it shall have become a law.