

6798

2011-2012 Regular Sessions

I N   A S S E M B L Y

March 31, 2011

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Introduced by M. of A. WEISENBERG -- read once and referred to the  
Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring coverage for  
hospitalization and anesthesia services related to the provision of  
dental services

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

1     Section 1. The insurance law is amended by adding a new section 3240  
2     to read as follows:  
3     S 3240. PAYMENT FOR ANESTHESIA AND HOSPITALIZATION RELATED TO DENTAL  
4     SERVICES. ANY HEALTH INSURANCE AUTHORIZED PURSUANT TO PARAGRAPH THREE OF  
5     SUBSECTION (A) OF SECTION ONE THOUSAND ONE HUNDRED THIRTEEN OF THIS  
6     CHAPTER SHALL COVER ANESTHESIA AND HOSPITAL CHARGES FOR DENTAL CARE  
7     PROVIDED TO A COVERED PERSON WHO: (A) IS UNDER EIGHTEEN YEARS OF AGE; OR  
8     (B) IS SEVERELY DISABLED; OR (C) HAS A MEDICAL CONDITION THAT REQUIRES  
9     GENERAL ANESTHESIA OR HOSPITALIZATION FOR THE PROVISION OF DENTAL  
10    SERVICES. THE COVERAGE REQUIRED BY THIS SECTION MAY BE MADE SUBJECT TO  
11    PROVISIONS THAT APPLY TO OTHER BENEFITS, INCLUDING BUT NOT LIMITED TO  
12    DEDUCTIBLES AND COINSURANCE. A HEALTH INSURER MAY REQUIRE PRIOR AUTHORI-  
13    ZATION FOR HOSPITALIZATION FOR DENTAL CARE IN THE SAME MANNER AS WOULD  
14    BE REQUIRED FOR OTHER COVERED MEDICAL CONDITIONS. WHEN SERVICES DEFINED  
15    IN THIS SECTION ARE PROVIDED BY A DENTIST ACTING WITHIN THE LAWFUL SCOPE  
16    OF HIS OR HER LICENSE, BENEFITS SHALL BE PROVIDED AT THE SAME LEVELS AND  
17    UNDER THE SAME TERMS WHETHER PROVIDED BY A PHYSICIAN OR DENTIST.  
18    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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