

S T A T E   O F   N E W   Y O R K

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7193--A

2011-2012 Regular Sessions

I N   A S S E M B L Y

April 15, 2011

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Introduced by M. of A. COOK, MENG, GUNTHER, P. RIVERA, GIBSON, M. MILLER, TITONE, MOYA, WEPRIN, MARKEY, STEVENSON, SCARBOROUGH, JAFFEE, AUBRY, HOOPER -- Multi-Sponsored by -- M. of A. GALEF, McENENY -- read once and referred to the Committee on Insurance -- recommitted to the Committee on Insurance in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to coverage for breast reconstruction surgery after a partial mastectomy

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

1     Section 1. The opening paragraph and clause (i) of subparagraph (A) of  
2 paragraph 20 of subsection (i) of section 3216 of the insurance law, as  
3 added by chapter 21 of the laws of 1997, are amended to read as follows:  
4     Every policy which provides medical, major medical, or similar comprehensive-type coverage shall provide the following coverage for breast  
5 reconstruction surgery after a mastectomy OR PARTIAL MASTECTOMY:  
6     (i) all stages of reconstruction of the breast on which the mastectomy  
7 OR PARTIAL MASTECTOMY has been performed; and  
8     S 2. The opening paragraph and clause (i) of subparagraph (A) of paragraph 10 of subsection (k) of section 3221 of the insurance law, as  
9 added by chapter 21 of the laws of 1997, are amended to read as follows:  
10     Every group or blanket policy delivered or issued for delivery in this  
11 state which provides medical, major medical, or similar comprehensive-type coverage shall provide the following coverage for breast reconstruction surgery after a mastectomy OR PARTIAL MASTECTOMY:  
12     (i) all stages of reconstruction of the breast on which the mastectomy  
13 OR PARTIAL MASTECTOMY has been performed; and  
14     S 3. The opening paragraph and subparagraph (A) of paragraph 1 of  
15 subsection (x) of section 4303 of the insurance law, as added by chapter  
16 21 of the laws of 1997, are amended to read as follows:  
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EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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1 Every contract issued by a medical expense indemnity corporation,  
2 hospital service corporation or health service corporation which  
3 provides coverage for surgical or medical care shall provide the follow-  
4 ing coverage for breast reconstruction surgery after a mastectomy OR  
5 PARTIAL MASTECTOMY:  
6 (A) all stages of reconstruction of the breast on which the mastectomy  
7 OR PARTIAL MASTECTOMY has been performed; and  
8 S 4. This act shall take effect immediately and shall apply to all  
9 policies and contracts issued, renewed, modified, altered or amended on  
10 or after such date.