

3801--A

2011-2012 Regular Sessions

I N S E N A T E

March 4, 2011

Introduced by Sens. LAVALLE, GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance -- recommitted to the Committee on Insurance in accordance with Senate Rule 6, sec. 8 -- 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 compre-
5 hensive-type coverage shall provide the following coverage for breast
6 reconstruction surgery after a mastectomy OR PARTIAL MASTECTOMY:
7 (i) all stages of reconstruction of the breast on which the mastectomy
8 OR PARTIAL MASTECTOMY has been performed; and
9 S 2. The opening paragraph and clause (i) of subparagraph (A) of para-
10 graph 10 of subsection (k) of section 3221 of the insurance law, as
11 added by chapter 21 of the laws of 1997, are amended to read as follows:
12 Every group or blanket policy delivered or issued for delivery in this
13 state which provides medical, major medical, or similar comprehensive-
14 type coverage shall provide the following coverage for breast recon-
15 struction surgery after a mastectomy OR PARTIAL MASTECTOMY:
16 (i) all stages of reconstruction of the breast on which the mastectomy
17 OR PARTIAL MASTECTOMY has been performed; and
18 S 3. The opening paragraph and subparagraph (A) of paragraph 1 of
19 subsection (x) of section 4303 of the insurance law, as added by chapter
20 21 of the laws of 1997, are amended to read as follows:
21 Every contract issued by a medical expense indemnity corporation,
22 hospital service corporation or health service corporation which

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

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