

1090--A

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. HEASTIE, DINOWITZ, CRESPO, ROBERTS, WEPRIN, McDONALD -- read once and referred to the Committee on Insurance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to requiring insurance coverage for the influenza vaccine in certain circumstances

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

1 Section 1. Subsection (i) of section 3216 of the insurance law is
2 amended by adding a new paragraph 17-a to read as follows:
3 (17-A) EVERY POLICY DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE
4 THAT PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE-TYPE
5 COVERAGE AND PROVIDES COVERAGE FOR IMMUNIZING AGENTS TO PREVENT INFLUEN-
6 ZA SHALL PROVIDE COVERAGE FOR INFLUENZA VACCINE AND ITS ADMINISTRATION
7 WHEN SUCH VACCINE IS ADMINISTERED OUTSIDE A PHYSICIAN'S OFFICE AT ANY
8 OFF-SITE LOCATION AUTHORIZED BY LAW. COVERAGE SHALL BE PROVIDED FOR
9 IMMUNIZING AGENTS TO PREVENT INFLUENZA THAT ARE PRESCRIBED AND ADMINIS-
10 TERED IN ACCORDANCE WITH STANDARDS AND REQUIREMENTS SET FORTH IN THE
11 EDUCATION LAW OR ANY OTHER APPLICABLE LAW OR RULE.
12 S 2. Subsection (l) of section 3221 of the insurance law is amended by
13 adding a new paragraph 8-a to read as follows:
14 (8-A) EVERY GROUP OR BLANKET POLICY DELIVERED OR ISSUED FOR DELIVERY
15 IN THIS STATE THAT PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPRE-
16 HENSIVE-TYPE COVERAGE AND PROVIDES COVERAGE FOR IMMUNIZING AGENTS TO
17 PREVENT INFLUENZA SHALL PROVIDE COVERAGE FOR INFLUENZA VACCINE AND ITS
18 ADMINISTRATION WHEN SUCH VACCINE IS ADMINISTERED OUTSIDE A PHYSICIAN'S
19 OFFICE AT ANY OFF-SITE LOCATION AUTHORIZED BY LAW. COVERAGE SHALL BE
20 PROVIDED FOR IMMUNIZING AGENTS TO PREVENT INFLUENZA THAT ARE PRESCRIBED
21 AND ADMINISTERED IN ACCORDANCE WITH STANDARDS AND REQUIREMENTS SET FORTH
22 IN THE EDUCATION LAW OR ANY OTHER APPLICABLE LAW OR RULE.

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

LBD04290-04-3

1 S 3. Section 4303 of the insurance law is amended by adding a new
2 subsection (k-1) to read as follows:
3 (K-1) EVERY POLICY ISSUED BY A MEDICAL EXPENSE INDEMNITY CORPORATION,
4 A HOSPITAL SERVICE CORPORATION OR A HEALTH SERVICE CORPORATION FOR
5 DELIVERY IN THIS STATE THAT PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR
6 COMPREHENSIVE-TYPE COVERAGE FOR IMMUNIZING AGENTS TO PREVENT INFLUENZA
7 SHALL PROVIDE COVERAGE FOR INFLUENZA VACCINE AND ITS ADMINISTRATION WHEN
8 SUCH VACCINE IS ADMINISTERED OUTSIDE A PHYSICIAN'S OFFICE AT ANY
9 OFF-SITE LOCATION AUTHORIZED BY LAW. COVERAGE SHALL BE PROVIDED FOR
10 IMMUNIZING AGENTS TO PREVENT INFLUENZA THAT ARE PRESCRIBED AND ADMINIS-
11 TERED IN ACCORDANCE WITH STANDARDS AND REQUIREMENTS SET FORTH IN THE
12 EDUCATION LAW OR ANY OTHER APPLICABLE LAW OR RULE.
13 S 4. This act shall take effect on the sixtieth day after it shall
14 have become a law.