

10524

I N A S S E M B L Y

May 31, 2016

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

AN ACT to amend the insurance law, in relation to Medicare part D
employer group waiver plans

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 3242
2 to read as follows:
3 S 3242. MEDICARE PART D EMPLOYER GROUP WAIVER PLANS. NOTWITHSTANDING
4 ANY OTHER PROVISION OF THIS CHAPTER, AN INSURER, A CORPORATION ORGANIZED
5 PURSUANT TO ARTICLE FORTY-THREE OF THIS CHAPTER, A HEALTH MAINTENANCE
6 ORGANIZATION CERTIFIED PURSUANT TO ARTICLE FORTY-FOUR OF THE PUBLIC
7 HEALTH LAW, OR A MUNICIPAL COOPERATIVE HEALTH BENEFIT PLAN CERTIFIED
8 PURSUANT TO ARTICLE FORTY-SEVEN OF THIS CHAPTER THAT ISSUES AN EMPLOYER
9 GROUP WAIVER PLAN COVERING PRESCRIPTION DRUG BENEFITS FOR MEDICARE BENE-
10 FICIARIES PURSUANT TO 42 U.S.C. 1395W-132, INCLUDING COVERAGE OF
11 PRESCRIPTION DRUG BENEFITS CONSTITUTING NON-MEDICARE OTHER HEALTH INSUR-
12 ANCE, SHALL NOT BE REQUIRED TO COMPLY WITH THE REQUIREMENTS OF THIS
13 CHAPTER REGARDING THE NATURE AND SCOPE OF BENEFITS UNDER SUCH POLICIES
14 OR CONTRACTS OR THE FILING OF SUCH POLICIES OR CONTRACTS AND RATES FOR
15 THE REVIEW AND APPROVAL OF THE SUPERINTENDENT.
16 S 2. This act shall take effect immediately and shall be deemed to
17 have been in full force and effect on and after January 1, 2014.

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

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