S T A T E O F N E W Y O R K

3166

2015-2016 Regular Sessions

I N A S S E M B L Y

January 22, 2015

Introduced by M. of A. TITONE, DINOWITZ, OTIS, ABINANTI, MOSLEY, JAFFEE, DUPREY, COOK, GALEF, CRESPO, SEPULVEDA -- Multi-Sponsored by -- M. of A. BROOK-KRASNY, CLARK, DiPIETRO, GIGLIO, MARKEY, McLAUGHLIN, PERRY, ROZIC, SCHIMEL, SIMOTAS, SOLAGES -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to mandatory health insurance coverage for tracking devices for children with developmental disabilities

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

Section 1. Subsection (i) of section 3216 of the insurance law is amended by adding a new paragraph 32 to read as follows:

(32) EVERY POLICY WHICH PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE TYPE COVERAGE SHALL INCLUDE COVERAGE FOR GPS TRACKING DEVICES TO BE USED ON CHILDREN WITH DEVELOPMENTAL DISABILITIES, PROVIDED THAT THE TREATING PHYSICIAN OR OTHER LICENSED HEALTH CARE PROVIDER ISSUES A WRITTEN ORDER STATING SUCH DEVICE IS NECESSARY FOR THE CHILD'S WELFARE.

S 2. Subsection (l) of section 3221 of the insurance law is amended by adding a new paragraph 19 to read as follows:

(19) EVERY POLICY WHICH PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE TYPE COVERAGE SHALL INCLUDE COVERAGE FOR GPS TRACKING DEVICES TO BE USED ON CHILDREN WITH DEVELOPMENTAL DISABILITIES, PROVIDED THAT THE TREATING PHYSICIAN OR OTHER LICENSED HEALTH CARE PROVIDER ISSUES A WRITTEN ORDER STATING SUCH DEVICE IS NECESSARY FOR THE CHILD'S WELFARE.

S 3. Section 4303 of the insurance law is amended by adding a new subsection (pp) to read as follows:

(PP) EVERY POLICY WHICH PROVIDES MEDICAL, MAJOR MEDICAL, OR SIMILAR COMPREHENSIVE TYPE COVERAGE SHALL INCLUDE COVERAGE FOR GPS TRACKING DEVICES TO BE USED ON CHILDREN WITH DEVELOPMENTAL DISABILITIES, PROVIDED

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

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THAT THE TREATING PHYSICIAN OR OTHER LICENSED HEALTH CARE PROVIDER ISSUES A WRITTEN ORDER STATING SUCH DEVICE IS NECESSARY FOR THE CHILD'S WELFARE.

S 4. This act shall take effect on the ninetieth day after it shall have become a law and shall apply to policies and contracts issued, renewed, modified, altered or amended on or after such effective date.