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

5442

2015-2016 Regular Sessions

I N A S S E M B L Y

February 23, 2015

Introduced by M. of A. O'DONNELL, GUNTHER, GOTTFRIED, SCARBOROUGH, ZEBROWSKI, COLTON, DINOWITZ, DenDEKKER, BROOK-KRASNY, TITONE, MAGNARELLI -- Multi-Sponsored by -- M. of A. BRENNAN, CAHILL, GLICK, LUPARDO, MARKEY, McDONOUGH, PERRY, RUSSELL, THIELE, WRIGHT -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring health care service plans and health insurers to provide insurance coverage for human immunodeficiency virus (HIV) testing

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 HOSPITAL, SURGICAL OR MEDICAL CARE COVERAGE OR PROVIDES REIMBURSEMENT FOR LABORATORY TESTS OR REIMBURSEMENT FOR DIAGNOSTIC X-RAY SERVICES SHALL PROVIDE COVERAGE FOR HUMAN IMMUNODEFICIENCY VIRUS (HIV) TESTING, REGARDLESS OF WHETHER THE TESTING IS RELATED TO A PRIMARY DIAGNOSIS.

S 2. Subsection (1) of section 3221 of the insurance law is amended by adding a new paragraph 19 to read as follows:

(19) A GROUP OR BLANKET ACCIDENT OR HEALTH INSURANCE POLICY OR ISSUING A GROUP OR BLANKET POLICY FOR DELIVERY IN THIS STATE WHICH PROVIDES COVERAGE FOR HOSPITAL, SURGICAL, OR MEDICAL CARE COVERAGE OR PROVIDES REIMBURSEMENT FOR LABORATORY TESTS OR REIMBURSEMENT FOR DIAGNOSTIC X-RAY SERVICES SHALL PROVIDE COVERAGE FOR HUMAN IMMUNODEFICIENCY VIRUS (HIV) TESTING, REGARDLESS OF WHETHER THE TESTING IS RELATED TO A PRIMARY DIAGNOSIS.

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

(PP) A MEDICAL EXPENSE INDEMNITY CORPORATION, A HOSPITAL SERVICE CORPORATION OR A HEALTH SERVICE CORPORATION WHICH PROVIDES COVERAGE FOR HOSPITAL, SURGICAL, OR MEDICAL CARE COVERAGE OR PROVIDES REIMBURSEMENT

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

LBD07583-02-5

FOR LABORATORY TESTS OR REIMBURSEMENT FOR DIAGNOSTIC X-RAY SERVICES SHALL PROVIDE COVERAGE FOR HUMAN IMMUNODEFICIENCY VIRUS (HIV) TESTING, REGARDLESS OF WHETHER THE TESTING IS RELATED TO A PRIMARY DIAGNOSIS.

S 4. This act shall take effect immediately.