

4730--A

2015-2016 Regular Sessions

I N   S E N A T E

April 10, 2015

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Introduced by Sen. CARLUCCI -- 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 health insurance coverage for diagnostic testing for ovarian cancer

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 11-b to read as follows:  
3     (11-B) (A) EVERY POLICY DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE  
4     WHICH PROVIDES MEDICAL COVERAGE THAT INCLUDES COVERAGE FOR PHYSICIAN  
5     SERVICES IN A PHYSICIAN'S OFFICE AND EVERY POLICY WHICH PROVIDES MAJOR  
6     MEDICAL OR SIMILAR COMPREHENSIVE-TYPE COVERAGE SHALL PROVIDE, UPON THE  
7     PRESCRIPTION OF A HEALTH CARE PROVIDER LEGALLY AUTHORIZED TO PRESCRIBE  
8     UNDER TITLE EIGHT OF THE EDUCATION LAW, COVERAGE FOR DIAGNOSTIC TESTING  
9     FOR OVARIAN CANCER, INCLUDING A PELVIC EXAMINATION, A SONOGRAM, A CA 125  
10    BLOOD TEST AND LABORATORY AND DIAGNOSTIC SERVICES PROVIDED IN CONNECTION  
11    WITH EXAMINING AND EVALUATING SUCH BLOOD TEST FOR WOMEN AGED FORTY AND  
12    OVER WITH ONE OR MORE FEMALE RELATIVES WITH A PRIOR HISTORY OF OVARIAN  
13    CANCER.  
14    (B) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSURANCE  
15    AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE CONSISTENT  
16    WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN POLICY.  
17    S 2. Subsection (l) of section 3221 of the insurance law is amended by  
18    adding a new paragraph 11-b to read as follows:  
19    (11-B) (A) EVERY INSURER WHICH DELIVERS OR ISSUES FOR DELIVERY IN THIS  
20    STATE A POLICY WHICH PROVIDES MEDICAL COVERAGE THAT INCLUDES COVERAGE  
21    FOR PHYSICIAN SERVICES IN A PHYSICIAN'S OFFICE OR MAJOR MEDICAL OR SIMI-  
22    LAR COMPREHENSIVE-TYPE COVERAGE SHALL PROVIDE, UPON THE PRESCRIPTION OF

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

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1 A HEALTH CARE PROVIDER LEGALLY AUTHORIZED TO PRESCRIBE UNDER TITLE EIGHT  
2 OF THE EDUCATION LAW, COVERAGE FOR DIAGNOSTIC TESTING FOR OVARIAN  
3 CANCER, INCLUDING A PELVIC EXAMINATION, A SONOGRAM, A CA 125 BLOOD TEST  
4 AND LABORATORY AND DIAGNOSTIC SERVICES PROVIDED IN CONNECTION WITH EXAM-  
5 INING AND EVALUATING SUCH BLOOD TEST FOR WOMEN AGED FORTY AND OVER WITH  
6 ONE OR MORE FEMALE RELATIVES WITH A PRIOR HISTORY OF OVARIAN CANCER.

7 (B) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSURANCE  
8 AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE CONSISTENT  
9 WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN POLICY.

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

12 (QQ) (1) A HOSPITAL SERVICE CORPORATION, MEDICAL EXPENSE INDEMNITY  
13 CORPORATION OR HEALTH SERVICE CORPORATION WHICH PROVIDES MEDICAL COVER-  
14 AGE THAT INCLUDES COVERAGE FOR PHYSICIAN SERVICES IN A PHYSICIAN'S  
15 OFFICE OR MAJOR MEDICAL OR SIMILAR COMPREHENSIVE-TYPE COVERAGE SHALL  
16 PROVIDE, UPON THE PRESCRIPTION OF A HEALTH CARE PROVIDER LEGALLY AUTHOR-  
17 IZED TO PRESCRIBE UNDER TITLE EIGHT OF THE EDUCATION LAW, COVERAGE FOR  
18 DIAGNOSTIC TESTING FOR OVARIAN CANCER, INCLUDING A PELVIC EXAMINATION, A  
19 SONOGRAM, A CA 125 BLOOD TEST AND LABORATORY AND DIAGNOSTIC SERVICES  
20 PROVIDED IN CONNECTION WITH EXAMINING AND EVALUATING SUCH BLOOD TEST FOR  
21 WOMEN AGED FORTY AND OVER WITH ONE OR MORE FEMALE RELATIVES WITH A PRIOR  
22 HISTORY OF OVARIAN CANCER.

23 (2) SUCH COVERAGE MAY BE SUBJECT TO ANNUAL DEDUCTIBLES AND COINSURANCE  
24 AS MAY BE DEEMED APPROPRIATE BY THE SUPERINTENDENT AND AS ARE CONSISTENT  
25 WITH THOSE ESTABLISHED FOR OTHER BENEFITS WITHIN A GIVEN POLICY.

26 S 4. This act shall take effect on the first of January next succeed-  
27 ing the date on which it shall have become a law and shall apply to all  
28 policies issued, renewed, altered or modified on or after such effective  
29 date.