

STATE OF NEW YORK

4899--C

2017-2018 Regular Sessions

IN ASSEMBLY

February 6, 2017

Introduced by M. of A. L. ROSENTHAL, BRINDISI, HUNTER, GALEF -- read once and referred to the Committee on Insurance -- recommitted to the Committee on Insurance in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Codes -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to requiring health insurers to provide coverage of opioid addiction prescription drugs prescribed for the treatment of substance abuse disorder

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 35 to read as follows:

3 (35)(A) Every policy that provides medical, major medical or similar
4 comprehensive-type coverage, or coverage for prescription drugs must
5 provide coverage, without prior authorization or step therapy, for an
6 initial or renewal prescription for prescription drugs prescribed for
7 the treatment of substance abuse disorder suffered by a covered person
8 with an addiction to opioids.

9 (B) Coverage provided under this paragraph may be subject to annual
10 deductibles and co-insurance as deemed appropriate by the superintendent
11 and that are consistent with those imposed on other benefits within a
12 given policy.

13 (C) For the purposes of this paragraph, "prescription drugs prescribed
14 for the treatment of substance abuse disorder" shall mean medications
15 and prescription drugs approved by the food and drug administration for
16 the detoxification or maintenance treatment of substance use disorder.

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

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1 § 2. Subsection (1) of section 3221 of the insurance law is amended by
2 adding a new paragraph 7-c to read as follows:

3 (7-c)(A) Every policy that provides medical, major medical or similar
4 comprehensive-type coverage, or coverage for prescription drugs must
5 provide coverage, without prior authorization or step therapy, for an
6 initial or renewal prescription for prescription drugs prescribed for
7 the treatment of substance abuse disorder suffered by a covered person
8 with an addiction to opioids.

9 (B) Coverage provided under this paragraph may be subject to annual
10 deductibles and co-insurance as deemed appropriate by the superintendent
11 and that are consistent with those imposed on other benefits within a
12 given policy.

13 (C) For the purposes of this paragraph, "prescription drugs prescribed
14 for the treatment of substance abuse disorder" shall mean medications
15 and prescription drugs approved by the food and drug administration for
16 the detoxification or maintenance treatment of substance use disorder.

17 § 3. Section 4303 of the insurance law is amended by adding a new
18 subsection (1-3) to read as follows:

19 (1-3) Every contract that provides medical, major medical or similar
20 comprehensive-type coverage, or coverage for prescription drugs must
21 provide coverage, without prior authorization or step therapy, for an
22 initial or renewal prescription for prescription drugs prescribed for
23 the treatment of substance abuse disorder suffered by a covered person
24 with an addiction to opioids. Coverage provided under this subsection
25 may be subject to annual deductibles and co-insurance as deemed appro-
26 priate by the superintendent and that are consistent with those imposed
27 on other benefits within a given contract. For the purposes of this
28 subsection, "prescription drugs prescribed for the treatment of
29 substance abuse disorder" shall mean medications and prescription drugs
30 approved by the food and drug administration for the detoxification or
31 maintenance treatment of substance use disorder.

32 § 4. This act shall take effect immediately.