

# STATE OF NEW YORK

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1709

2017-2018 Regular Sessions

## IN SENATE

January 10, 2017

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Introduced by Sen. MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance

AN ACT to amend the insurance law, in relation to three-dimensional mammograms

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph 3 of subsection (t) of section 1121 of the insurance law, as added by chapter 639 of the laws of 1996, is amended to  
2 read as follows:

3 (3) Mammography screening including tomosynthesis imaging.

4 § 2. Subparagraphs (C) and (F) of paragraph 11 of subsection (i) of  
5 section 3216 of the insurance law, subparagraph (C) as amended by chapter 219 of the laws of 2011 and subparagraph (F) as added by chapter 74  
6 of the laws of 2016, are amended to read as follows:

7 (C) For purposes of subparagraphs (A) and (B) of this paragraph,  
8 mammography screening means an X-ray examination of the breast using  
9 dedicated equipment, including X-ray tube, filter, compression device,  
10 screens, films and cassettes, with an average glandular radiation dose  
11 less than 0.5 rem per view per breast, or tomosynthesis imaging.

12 (F) Screening and diagnostic imaging for the detection of breast  
13 cancer, including diagnostic mammograms, breast ultrasounds, ~~[or]~~  
14 magnetic resonance imaging, or tomosynthesis imaging covered under the  
15 policy shall not be subject to annual deductibles or coinsurance.

16 § 3. Subparagraphs (C) and (F) of paragraph 11 of subsection (l) of  
17 section 3221 of the insurance law, subparagraph (C) as amended by chapter 219 of the laws of 2011 and subparagraph (F) as added by chapter 74  
18 of the laws of 2016, are amended to read as follows:

19 (C) For purposes of subparagraphs (A) and (B) of this paragraph,  
20 mammography screening means an X-ray examination of the breast using  
21 dedicated equipment, including X-ray tube, filter, compression device,  
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EXPLANATION--Matter in italics (underscored) is new; matter in brackets ~~[-]~~ is old law to be omitted.

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1 screens, films and cassettes, with an average glandular radiation dose  
2 less than 0.5 rem per view per breast, or tomosynthesis imaging.

3 (F) Screening and diagnostic imaging for the detection of breast  
4 cancer, including diagnostic mammograms, breast ultrasounds, ~~[or]~~  
5 magnetic resonance imaging, or tomosynthesis imaging covered under the  
6 policy shall not be subject to annual deductibles or coinsurance.

7 § 4. Paragraphs 2 and 5 of subsection (p) of section 4303 of the  
8 insurance law, paragraph 2 as amended by chapter 219 of the laws of 2011  
9 and paragraph 5 as added by chapter 74 of the laws of 2016, are amended  
10 to read as follows:

11 (2) For purposes of paragraph one of this subsection, mammography  
12 screening means an X-ray examination of the breast using dedicated  
13 equipment, including X-ray tube, filter, compression device, screens,  
14 films and cassettes, with an average glandular radiation dose less than  
15 0.5 rem per view per breast, or tomosynthesis imaging.

16 (5) Screening and diagnostic imaging for the detection of breast  
17 cancer, including diagnostic mammograms, breast ultrasounds, ~~[or]~~  
18 magnetic resonance imaging, or tomosynthesis imaging covered under the  
19 contract shall not be subject to annual deductibles or coinsurance.

20 § 5. This act shall take effect immediately and shall apply to poli-  
21 cies and contracts issued, renewed, modified or amended on or after  
22 January 1, 2018.