STATE OF NEW YORK

3462

2017-2018 Regular Sessions

IN ASSEMBLY

January 27, 2017

Introduced by M. of A. ZEBROWSKI, STECK, ROSENTHAL, MOSLEY, HOOPER, ARROYO, PALUMBO -- Multi-Sponsored by -- M. of A. BLAKE, COOK, CROUCH, DILAN, MAGEE, RIVERA -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to insurance and protocols for ambulance services

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

Section 1. This act shall be known and may be cited as "Jimmy's Law".

§ 2. Section 3005 of the public health law is amended by adding a new subdivision 9 to read as follows:

9. On or after January first, two thousand eighteen, no ambulance service shall operate in the state of New York unless it possesses a valid certificate of insurance that is in compliance with the provisions of section three thousand thirteen-a of this article.

§ 3. The public health law is amended by adding a new section 3013-a to read as follows:

§ 3013-a. Minimum liability standards for ambulance services. 1. For the purposes of this section "medical malpractice insurance" shall mean insurance against legal liability of the insured, and against loss, damage, or expense incident to a claim of such liability arising out of the death or injury of any person due to medical malpractice by any emergency medical technician, advanced emergency medical technician, or qualified medical and health personnel.

2. All operators of an ambulance service must maintain the following minimum medical malpractice insurance requirements:

(a) at least one million dollars of coverage per occurrence; and

(b) at least three million dollars of coverage for all occurrences per policy year.

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

LBD04069-01-7

3. The operator shall provide proof of insurance to the commissioner prior to obtaining an ambulance service certificate or upon renewal of an ambulance certificate.

§ 4. This act shall take effect January 1, 2018.