STATE OF NEW YORK

4721

2017-2018 Regular Sessions

IN ASSEMBLY

February 3, 2017

Introduced by M. of A. GIGLIO -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring health insurance coverage for substance use disorder treatment services

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

Section 1. Paragraph 30 of subsection (i) of section 3216 of the insurance law, as amended by section 1 of part B of chapter 71 of the laws of 2016, is amended by adding a new subparagraph (E) to read as follows:

(E) Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.

§ 2. Subparagraph (D) of paragraph 31 of subsection (i) of section 3216 of the insurance law is relettered subparagraph (E) and a new subparagraph (D) is added to read as follows:

(D) Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.

§ 3. Paragraph 6 of subsection (l) of section 3221 of the insurance law is amended by adding a new subparagraph (E) to read as follows:

(E) Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.

§ 4. Subparagraph (D) of paragraph 7 of subsection (l) of section 3221 of the insurance law is relettered subparagraph (E) and a new subparagraph (D) is added to read as follows:

(D) Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.

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

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§ 5. Paragraph 3 of subsection (k) of section 4303 of the insurance law is renumbered paragraph 5 and a new paragraph 3 is added to read as follows:

(3) Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.

§ 6. Paragraphs 3 and 4 of subsection (l) of section 4303 of the insurance law, as amended by chapter 41 of the laws of 2014, are amended to read as follows:

(3) **Coverage provided under this paragraph for detoxification, shall be at a minimum, seven days. Rehabilitation services shall be, at a minimum, thirty days.**

(4) Coverage provided under this subsection may be subject to annual deductibles and co-insurance as deemed appropriate by the superintendent and that are consistent with those imposed on other benefits within a given contract.

[~~(4)~~] **(5)** A contract providing coverage for substance use disorder services pursuant to this subsection shall provide up to twenty outpatient visits per contract or calendar year to an individual who identifies him or herself as a family member of a person suffering from substance use disorder and who seeks treatment as a family member who is otherwise covered by the applicable contract pursuant to this subsection. The coverage required by this subsection shall include treatment as a family member pursuant to such family member's own contract provided such family member:

(A) does not exceed the allowable number of family visits provided by the applicable contract pursuant to this subsection; and

(B) is otherwise entitled to coverage pursuant to this subsection and such family member's applicable contract.

§ 7. This act shall take effect on the thirtieth day after it shall have become a law.