STATE OF NEW YORK

2877

2019-2020 Regular Sessions

IN ASSEMBLY

January 28, 2019

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

AN ACT to amend the insurance law, in relation to requiring health insurance policies to provide coverage for medically necessary care for the treatment of autism spectrum disorder

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

Section 1. Paragraph 25 of subsection (i) of section 3216 of the insurance law is amended by adding a new subparagraph (H) to read as follows:

(H) Every policy which provides coverage for hospital, surgical, or medical care coverage shall provide any and all diagnostic screening, tests, and assessments and treatment including medical care, consultation, habilitation, rehabilitation, speech, behavioral, occupational and physical therapies, pediatric, neurological, gastro-enterologic, and any other medically necessary care that is provided by a licensed provider required for the treatment of autism spectrum disorder, including Asperger's disorder and pervasive developmental disorders as determined by the treating physician.

§ 2. Paragraph 17 of subsection (1) of section 3221 of the insurance law is amended by adding a new subparagraph (H) to read as follows:

(H) Every policy which provides coverage for hospital, surgical, or medical care coverage shall provide any and all diagnostic screening, tests, and assessments and treatment including medical care, consultation, habilitation, rehabilitation, speech, behavioral, occupational and physical therapies, pediatric, neurological, gastro-enterologic, and any other medically necessary care that is provided by a licensed provider required for the treatment of autism spectrum disorder, including Asperger's disorder and pervasive developmental disorders as determined by the treating physician.

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

LBD07080-01-9

§ 3. Subsection (ee) of section 4303 of the insurance law is amended by adding a new paragraph 8 to read as follows:

(8) Every policy which provides coverage for hospital, surgical, or medical care coverage shall provide any and all diagnostic screening, tests, and assessments and treatment including medical care, consultation, habilitation, rehabilitation, speech, behavioral, occupational and physical therapies, pediatric, neurological, gastro-enterologic, and any other medically necessary care that is provided by a licensed provider required for the treatment of autism spectrum disorder, including Asperger's disorder and pervasive developmental disorders as determined by the treating physician.

§ 4. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to all policies or contracts issued, renewed, modified, altered or amended on and after such effective date.