

# STATE OF NEW YORK

7253

## IN SENATE

January 14, 2020

Introduced by Sen. CARLUCCI -- 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 requiring the coverage of mental health well care visits

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

1 Section 1. Paragraph 29 of subsection (i) of section 3216 of the  
2 insurance law, as added by chapter 273 of the laws of 2012, is amended  
3 to read as follows:

4 (29) Every individual policy which provides medical, major medical or  
5 similar comprehensive-type coverage that includes coverage for a phys-  
6 ical, or mental health or well care visit once in every three hundred  
7 sixty-five days shall be interpreted to mean that such physical, mental  
8 health or well care visit can be had once every calendar year, regard-  
9 less of whether or not a period of three hundred sixty-five days has  
10 passed since the previous physical, mental health or well care visit.

11 § 2. Paragraph 18 of subsection (k) of section 3221 of the insurance  
12 law, as added by chapter 273 of the laws of 2012, is amended to read as  
13 follows:

14 (18) Every group or blanket policy which provides medical, major  
15 medical or similar comprehensive-type coverage that includes coverage  
16 for a physical, mental health or well care visit once in every three  
17 hundred sixty-five days shall be interpreted to mean that such physical,  
18 mental health or well care visit can be had once every calendar year,  
19 regardless of whether or not a period of three hundred sixty-five days  
20 has passed since the previous physical, mental health or well care  
21 visit.

22 § 3. Subsection (ii) of section 4303 of the insurance law, as added by  
23 chapter 273 of the laws of 2012, is amended to read as follows:

24 (ii) Every contract issued by a corporation subject to the provisions  
25 of this article which provides medical, major medical or similar compre-  
26 hensive-type coverage that includes coverage for a physical, mental  
27 health or well care visit once in every three hundred sixty-five days  
28 shall be interpreted to mean that such physical, mental health or well

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

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1 care visit can be had once every calendar year, regardless of whether or  
2 not a period of three hundred sixty-five days has passed since the  
3 previous physical, mental health or well care visit.  
4 § 4. This act shall take effect on the ninetieth day after it shall  
5 have become a law and shall apply to policies and contracts issued,  
6 renewed, modified, altered or amended on or after such date.