STATE OF NEW YORK

3516

2021-2022 Regular Sessions

IN ASSEMBLY

January 27, 2021

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

AN ACT to amend the insurance law, in relation to requiring insurers to provide insureds or subscribers with an explanation of pharmaceutical benefits relating to claims under certain accident and health insurance policies

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

Section 1. Section 3234 of the insurance law, as added by chapter 731 of the laws of 1993, is renumbered section 3244 and subsection (a) of such section is amended to read as follows:

(a) Every insurer, including health maintenance organizations operating under article forty-four of the public health law or article forty-three of this chapter and any other corporation operating under article forty-three of this chapter, is required to provide the insured or subscriber with an explanation of benefits form in response to the filing of any claim under a policy or certificate providing coverage for hospital [~~or~~], medical **or pharmaceutical** expenses, including policies and certificates providing nursing home expense or home care expense benefits.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law and shall apply to all claims filed on and after such effective date. Effective immediately the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such date.

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

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