STATE OF NEW YORK

10461

IN ASSEMBLY

May 29, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Simone) -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to copayments of pre-exposure or post-exposure prophylaxis

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

Section 1. Paragraph 21 of subsection (l) of section 3221 of the insurance law, as amended by chapter 79 of the laws of 2023, is amended to read as follows:

(21) Every large group policy which provides medical, major medical, or comprehensive-type coverage shall include coverage for the cost of pre-exposure prophylaxis (PrEP) for the prevention of HIV and post-exposure prophylaxis to prevent HIV infection. Such coverage may be subject to annual deductibles [~~and~~], coinsurance**, and copayments** as may be deemed appropriate by the superintendent and as are consistent with those established for other benefits within a given policy, unless the pre-exposure prophylaxis (PrEP) or post-exposure prophylaxis has in effect a rating of 'A' or 'B' in the current recommendations of the United States preventive services task force.

§ 2. Subsection (tt) of section 4303 of the insurance law, as amended by chapter 79 of the laws of 2023, is amended to read as follows:

(tt) Every large group contract issued by a hospital services corporation or a health services corporation which provides medical, major medical, or comprehensive-type coverage shall include coverage for the cost of pre-exposure prophylaxis (PrEP) for the prevention of HIV and post-exposure prophylaxis to prevent HIV infection. Such coverage may be subject to annual deductibles [~~and~~], coinsurance**, and copayments** as may be deemed appropriate by the superintendent and as are consistent with those established for other benefits within a given contract, unless the pre-exposure prophylaxis (PrEP) or post-exposure prophylaxis has in effect a rating of 'A' or 'B' in the current recommendations of the United States preventive services task force.

§ 3. This act shall take effect immediately and shall apply to all policies and contracts issued, renewed, modified, altered or amended on or after such date.

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

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