STATE OF NEW YORK

5729

2023-2024 Regular Sessions

IN ASSEMBLY

March 23, 2023

Introduced by M. of A. PAULIN, STECK, BURDICK, HEVESI, KELLES, McMAHON, SIMON, ZEBROWSKI, J. A. GIGLIO, McDONOUGH -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring certain insurers to provide coverage for tattooing performed by a physician as part of breast reconstruction surgery

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

Section 1. Paragraph 20 of subsection (i) of section 3216 of the insurance law is amended by adding a new subparagraph (A-1) to read as follows:

(A-1) Every policy providing coverage as required by subparagraph (A) of this paragraph shall also provide coverage for the tattooing of the nipple-areolar complex pursuant to or as part of such reconstruction if such tattooing is performed by a licensed physician working within their scope of practice.

§ 2. Paragraph 10 of subsection (k) of section 3221 of the insurance law is amended by adding a new subparagraph (A-1) to read as follows:

(A-1) Every group or blanket policy providing coverage as required by subparagraph (A) of this paragraph shall also provide coverage for the tattooing of the nipple-areolar complex pursuant to or as part of such reconstruction if such tattooing is performed by a licensed physician working within their scope of practice.

§ 3. Subsection (x) of section 4303 of the insurance law is amended by adding a new paragraph 1-A to read as follows:

(1-A) Every contract providing coverage as required by paragraph one of this subsection shall also provide coverage for the tattooing of the nipple-areolar complex pursuant to or as part of such reconstruction if such tattooing is performed by a licensed physician working within their scope of practice.

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

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§ 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 policies issued, reissued, renewed, modified or amended on or after such date.