

STATE OF NEW YORK

5579

2023-2024 Regular Sessions

IN SENATE

March 8, 2023

Introduced by Sen. SCARCELLA-SPANTON -- 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 insurance
policies to provide coverage for transvaginal ultrasounds during preg-
nancy

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

1 Section 1. Paragraph 10 of subsection (i) of section 3216 of the
2 insurance law is amended by adding a new subparagraph (C) to read as
3 follows:

4 (C) Coverage provided under this paragraph for care and treatment
5 during pregnancy shall include provision for payments for not less than:

6 (i) a transvaginal ultrasound once between sixteen through twenty-four
7 weeks; and

8 (ii) a transvaginal ultrasound every two weeks from sixteen through
9 twenty-four weeks for pregnant individuals with any of the following:

10 (I) a history of early delivery between thirteen and thirty-seven weeks
11 in any prior pregnancy; (II) a history of any surgical procedure,
12 including office procedures, performed on their cervix, including but
13 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)
14 a pregnant individual with a uterine unification defect, including but
15 not limited to bicornuate, septate or unicornuate uterus, or any congen-
16 ital structural defect of a kidney; and (V) a history of prior delivery
17 occurring at or near term by cesarean after obstructed labor.

18 § 2. Paragraph 5 of subsection (k) of section 3221 of the insurance
19 law is amended by adding a new subparagraph (C) to read as follows:

20 (C) Coverage provided under this paragraph for care and treatment
21 during pregnancy shall include provision for payments for not less than:

22 (i) a transvaginal ultrasound once between sixteen through twenty-four
23 weeks; and

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

LBD01169-01-3

1 (ii) a transvaginal ultrasound every two weeks from sixteen through
2 twenty-four weeks for pregnant individuals with any of the following:
3 (I) a history of early delivery between thirteen and thirty-seven weeks
4 in any prior pregnancy; (II) a history of any surgical procedure,
5 including office procedures, performed on their cervix, including but
6 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)
7 a pregnant individual with a uterine unification defect, including but
8 not limited to bicornuate, septate or unicornuate uterus, or any congen-
9 ital structural defect of a kidney; and (V) a history of prior delivery
10 occurring at or near term by cesarean after obstructed labor.

11 § 3. Paragraph 1 of subsection (c) of section 4303 of the insurance
12 law is amended by adding a new subparagraph (D) to read as follows:

13 (D) Coverage provided under this paragraph for care and treatment
14 during pregnancy shall include provision for payments for not less than:

15 (i) a transvaginal ultrasound once between sixteen through twenty-four
16 weeks; and

17 (ii) a transvaginal ultrasound every two weeks from sixteen through
18 twenty-four weeks for pregnant individuals with any of the following:
19 (I) a history of early delivery between thirteen and thirty-seven weeks
20 in any prior pregnancy; (II) a history of any surgical procedure,
21 including office procedures, performed on their cervix, including but
22 not limited to LEEP and cone biopsy; (III) multifetal pregnancies; (IV)
23 a pregnant individual with a uterine unification defect, including but
24 not limited to bicornuate, septate or unicornuate uterus, or any congen-
25 ital structural defect of a kidney; and (V) a history of prior delivery
26 occurring at or near term by cesarean after obstructed labor.

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