STATE OF NEW YORK

8414

IN SENATE

January 29, 2024

Introduced by Sen. BRESLIN -- 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 required terms for certain insurance contracts

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

Section 1. Paragraph 3 of subsection (e) of section 3217-b of the insurance law, as added by chapter 586 of the laws of 1998, is amended and three new subparagraphs 3-a, 3-b and 3-c are added to read as follows:

(3) a description of the records or information relied upon to calculate any such payments and adjustments, **including the date of service, patient identification number, an identification of the service for which the payment is made, the reimbursement paid by the insurer for the service,** and a description of how the provider can access a summary of such calculations and adjustments;

(3-a) the permissible payment methods as cash, check, direct deposit, debit or credit card or online payment system, provided the health care provider can access his or her payment in full, without encumbrances, costs, charges, or fees, including a fee for replacement of a lost or stolen check;

(3-b) the advance written consent of a provider to the insurer for the method of payment and to directly pay or deposit payments in a bank or other financial institution of the provider's choosing;

(3-c) the insurer's annual obligation, beginning on the effective date of this paragraph and continuing every first of January thereafter, to provide the health care provider with an updated payment rate schedule, including a description of any services bundled within a single rate, and the median rate paid by the insurer for comparable services within the provider's service area;

§ 2. This act shall take effect on the thirtieth day after it shall have become a law and shall apply to all contracts entered into, renewed, modified or amended on or after such effective date.

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

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