

STATE OF NEW YORK

9842

IN SENATE

June 4, 2024

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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:

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

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

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

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

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

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

LBD15793-01-4