STATE OF NEW YORK

10063

IN ASSEMBLY

May 2, 2024

Introduced by M. of A. BURDICK -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring certain insurance policies to provide coverage for neuropsychological exams for children with pediatric cancers which affect brain development or function

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

Section 1. Short title. This act shall be known and may be cited as the "pediatric cancer neuropsychological needs assessment act".

§ 2. Subsection (i) of section 3216 of the insurance law is amended by adding a new paragraph 39 to read as follows:

(39) Every policy that provides medical, major medical or similar comprehensive-type coverage shall provide coverage for comprehensive evaluations for individuals up to age twenty-six with pediatric cancer or brain tumors, and shall not exclude coverage for the screening, diagnosis or treatment of medical conditions otherwise covered by such policy. Such coverage shall include comprehensive neuropsychological examinations in accordance with evidence-based medical literature for the purposes of identifying memory, language, and executive function challenges and determining the psychological, emotional, and educational wellness needs of the individual tested.

§ 3. Subsection (l) of section 3221 of the insurance law is amended by adding a new paragraph 22 to read as follows:

(22) Every large group policy that provides medical, major medical or similar comprehensive-type coverage shall provide coverage for comprehensive evaluations for individuals up to age twenty-six with pediatric cancer or brain tumors, and shall not exclude coverage for the screening, diagnosis or treatment of medical conditions otherwise covered by such policy. Such coverage shall include comprehensive neuropsychological examinations in accordance with evidence-based medical literature for the purposes of identifying memory, language, and executive function challenges and determining the psychological, emotional, and educational wellness needs of the individual tested.

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

LBD14301-01-4

§ 4. Section 4303 of the insurance law is amended by adding a new subsection (vv) to read as follows:

(vv) Every large group contract issued by a hospital services corporation or a health services corporation that provides medical, major medical or similar comprehensive-type coverage shall provide coverage for comprehensive evaluations for individuals up to age twenty-six with pediatric cancer or brain tumors, and shall not exclude coverage for the screening, diagnosis or treatment of medical conditions otherwise covered by such policy. Such coverage shall include comprehensive neuropsychological examinations in accordance with evidence-based medical literature for the purposes of identifying memory, language, and executive function challenges and determining the psychological, emotional, and educational wellness needs of the individual tested.

§ 5. 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 all policies issued, modified or renewed on and after such effective date.