

# STATE OF NEW YORK

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4772

2023-2024 Regular Sessions

## IN ASSEMBLY

February 23, 2023

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

AN ACT to amend the insurance law, in relation to notice by health maintenance organizations that a request for coverage of a particular treatment is denied

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

1 Section 1. The insurance law is amended by adding a new section 2601-a  
2 to read as follows:

3 § 2601-a. Denial of coverage or treatment by a health maintenance  
4 organization. Whenever a health maintenance organization, doing business  
5 in this state, denies a claim for coverage of a particular procedure or  
6 treatment because such procedure or treatment is not medically neces-  
7 sary, the health maintenance organization shall inform the insured as to  
8 those preferred procedure or treatment options which would be covered,  
9 or provide the insured with a statement as to the past ineffectiveness  
10 of the requested procedure or treatment.

11 § 2. This act shall take effect on the thirtieth day after it shall  
12 have become a law.

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

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