STATE OF NEW YORK

6042--A

2023-2024 Regular Sessions

IN ASSEMBLY

March 31, 2023

Introduced by M. of A. BICHOTTE HERMELYN, STIRPE, COLTON, CRUZ, JEAN-PIERRE, JACKSON, GIBBS, LEVENBERG, SEAWRIGHT, EPSTEIN, SILLITTI, ARDILA, HYNDMAN, SIMON, LUCAS, GUNTHER, AUBRY, DAVILA -- read once and referred to the Committee on Insurance -- recommitted to the Committee on Insurance in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to requiring insurance policies to provide coverage for transvaginal ultrasounds during pregnancy

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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