

STATE OF NEW YORK

8553

IN SENATE

February 13, 2024

Introduced by Sen. ADDABBO -- 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 mandatory health insurance coverage for lung cancer screening

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

1 Section 1. Subsection (i) of section 3216 of the insurance law is
2 amended by adding a new paragraph 39 to read as follows:

3 (39) (A) Every policy which provides medical, major medical, or simi-
4 lar comprehensive-type coverage shall provide coverage for follow-up
5 diagnostic imaging to assist in the diagnosis of lung cancer when such
6 imaging is recommended by a health care provider acting within the
7 provider's scope of practice pursuant to title eight of the education
8 law.

9 (B) Such coverage required pursuant to this paragraph shall include,
10 but not be limited to, diagnostic ultrasounds, magnetic resonance imag-
11 ing, computed tomography and image-guided biopsies.

12 (C) Notwithstanding any other provision of law, any policy that
13 provides coverage required by this paragraph shall not impose a copay-
14 ment, coinsurance or deductible requirement on coverage for lung cancer
15 screening and diagnosis that is greater than the copay, coinsurance or
16 deductible requirement for breast cancer screening and diagnosis.

17 § 2. Subsection (1) of section 3221 of the insurance law is amended by
18 adding a new paragraph 22 to read as follows:

19 (22) (A) Every policy which provides medical, major medical, or simi-
20 lar comprehensive-type coverage shall provide coverage for follow-up
21 diagnostic imaging to assist in the diagnosis of lung cancer when such
22 imaging is recommended by a health care provider acting within the
23 provider's scope of practice pursuant to title eight of the education
24 law.

25 (B) Such coverage required pursuant to this paragraph shall include,
26 but not be limited to, diagnostic ultrasounds, magnetic resonance imag-
27 ing, computed tomography and image-guided biopsies.

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

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1 (C) Notwithstanding any other provision of law, any policy that
2 provides coverage required by this paragraph shall not impose a copay-
3 ment, coinsurance or deductible requirement on coverage for lung cancer
4 screening and diagnosis that is greater than the copay, coinsurance or
5 deductible requirement for breast cancer screening and diagnosis.

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

8 (vv) (1) Every policy which provides medical, major medical, or simi-
9 lar comprehensive-type coverage shall provide coverage for follow-up
10 diagnostic imaging to assist in the diagnosis of lung cancer when such
11 imaging is recommended by a health care provider acting within the
12 provider's scope of practice pursuant to title eight of the education
13 law.

14 (2) Such coverage required pursuant to this subsection shall include,
15 but not be limited to, diagnostic ultrasounds, magnetic resonance imag-
16 ing, computed tomography and image-guided biopsies.

17 (3) Notwithstanding any other provision of law, any policy that
18 provides coverage required by this subsection shall not impose a copay-
19 ment, coinsurance or deductible requirement on coverage for lung cancer
20 screening and diagnosis that is greater than the copay, coinsurance or
21 deductible requirement for breast cancer screening and diagnosis.

22 § 4. This act shall take effect on the ninetieth day after it shall
23 have become a law and shall apply to policies and contracts issued,
24 renewed, modified, altered or amended on or after such effective date.