

STATE OF NEW YORK

7287--A

Cal. No. 927

2025-2026 Regular Sessions

IN SENATE

April 8, 2025

Introduced by Sen. BAILEY -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the insurance law and the public health law, in relation to clarifying the provision of donate life registration to certain insured persons

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

1 Section 1. Paragraph 17 of subsection (a) of section 3221 of the
2 insurance law, as amended by chapter 29 of the laws of 2023, is amended
3 to read as follows:

4 (17) [~~Space shall be provided~~] Every policy delivered or issued for
5 delivery in this state which provides major medical or similar compre-
6 hensive-type coverage shall provide space on any enrollment, renewal or
7 initial online portal process setup forms required of an insured or
8 applicant for insurance so that the insured or applicant for insurance
9 shall register or decline registration in the donate life registry for
10 organ, eye and tissue donations under this section of the enrollment,
11 renewal or initial online portal process setup forms and that the
12 following is stated on the form in clear and conspicuous type:

13 "You must fill out the following section: Would you like to be added
14 to the Donate Life Registry? Check box for 'yes' or 'skip this ques-
15 tion'."

16 § 2. Paragraph 15 of subsection (c) of section 3216 of the insurance
17 law, as added by chapter 29 of the laws of 2023, is amended to read as
18 follows:

19 (15) [~~Space shall be provided~~] Every policy delivered or issued for
20 delivery in this state which provides major medical or similar compre-
21 hensive-type coverage shall provide space on any enrollment, renewal or

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

LBD11440-02-5

1 initial online portal process setup forms required of an insured or
2 applicant for insurance, except forms issued by the NY State of Health,
3 the official Health Plan Marketplace, other than those specifically
4 referenced in subparagraph (iv) of paragraph (a) of subdivision five of
5 section [~~four thousand three~~ forty-three hundred ten and paragraph (v)
6 of subdivision one of section two hundred six of the public health law,
7 required of an insured or applicant for insurance so that the insured or
8 applicant shall register or decline registration in the donate life
9 registry for organ, eye and tissue donations under this section of the
10 enrollment or renewal form and that the following is stated on the form
11 in clear and conspicuous type:

12 "You must fill out the following section: Would you like to be added
13 to the Donate Life Registry? Check box for 'yes' or 'skip this ques-
14 tion'."

15 § 3. Subsection (o) of section 4306 of the insurance law, as amended
16 by chapter 29 of the laws of 2023, is amended to read as follows:

17 (o) [~~Space shall be provided~~ Every contract delivered or issued for
18 delivery in this state which provides major medical or similar compre-
19 hensive-type coverage shall provide space on any enrollment, renewal or
20 initial online portal process setup forms required of a subscriber or
21 applicant for coverage, except forms issued by the NY State of Health,
22 the official Health Plan Marketplace, other than those specifically
23 referenced in subparagraph (iv) of paragraph (a) of subdivision five of
24 section [~~forty-three~~ forty-three hundred ten and paragraph (v) of
25 subdivision one of section two hundred six of the public health law, so
26 that the subscriber or applicant for coverage shall register or decline
27 registration in the donate life registry for organ, eye and tissue
28 donations under this section of the enrollment, renewal or initial
29 online portal process setup forms and that the following is stated on
30 the form in clear and conspicuous type:

31 "You must fill out the following section: Would you like to be added
32 to the Donate Life Registry? Check box for 'yes' or 'skip this ques-
33 tion'."

34 § 4. Subdivision 8 of section 4408 of the public health law, as
35 amended by chapter 29 of the laws of 2023, is amended to read as
36 follows:

37 8. [~~Space shall be provided~~ Every contract delivered or issued for
38 delivery in this state which provides major medical or similar compre-
39 hensive-type coverage shall provide space on any enrollment, renewal or
40 initial online portal process setup forms required of a subscriber or
41 applicant for coverage, excepting forms issued by the NY State of
42 Health, the official Health Plan Marketplace, other than those specif-
43 ically referenced in subparagraph (iv) of paragraph (a) of subdivision
44 five of section forty-three hundred ten and paragraph (v) of subdivision
45 one of section two hundred six of this chapter, so that the subscriber
46 or applicant for coverage shall register or decline registration in the
47 donate life registry for organ, eye and tissue donations under this
48 section of the enrollment or renewal form and that the following is
49 stated on the form in clear and conspicuous type:

50 "You must fill out the following section: Would you like to be added
51 to the Donate Life Registry? Check box for 'yes' or 'skip this ques-
52 tion'."

53 § 5. This act shall take effect on the same date and in the same
54 manner as chapter 758 of the laws of 2022, as amended by chapter 159 of
55 the laws of 2024, takes effect.