

# STATE OF NEW YORK

9182

2025-2026 Regular Sessions

## IN ASSEMBLY

October 17, 2025

Introduced by M. of A. STECK -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to fair pricing for telehealth services

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

1 Section 1. Section 2830 of the public health law, as added by chapter  
2 764 of the laws of 2022, is amended to read as follows:

3 § 2830. Regulation of the billing of facility fees. 1. For the  
4 purposes of this section~~[7]~~:

5 (a) "Facility fee" ~~[means any amount charged or billed by a provider~~  
6 ~~for professional health care services provided in a hospital-based~~  
7 ~~facility]~~ shall have the same meaning as ascribed to such term by subdivi-  
8 vision twelve of section twenty-eight hundred one of this article;

9 (b) "Distant site" shall have the same meaning as ascribed to such  
10 term by subdivision one of section twenty-nine hundred ninety-nine-cc of  
11 this chapter; and

12 (c) "Telehealth" shall have the same meaning as ascribed to such term  
13 by subdivision four of section twenty-nine hundred ninety-nine-cc of  
14 this chapter.

15 2. No hospital or health system or health care provider shall bill or  
16 seek payment from a patient for a facility fee that is not covered by  
17 the patient's health insurance carrier unless the patient was notified  
18 prior to the date of service that a facility fee would be applicable. If  
19 a health care provider enters into a business relationship with a hospi-  
20 tal or health system that will result in the provider's patients being  
21 subject to facility fees, the health care provider must notify its  
22 patients of the change and that facility fees will now be applicable to  
23 services received from the health care provider. The notice shall be  
24 provided in writing at least seven days in advance of each date of  
25 service and shall explain the amount of the facility fee, the purpose of

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

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1 the facility fee, whether the patient's insurance plan will pay the  
2 facility fee, and for uninsured patients, how to apply for financial  
3 assistance. If advance written notice is infeasible because the visit  
4 was secured less than seven days in advance, then a written notice shall  
5 be provided on the date the service is rendered. The notice shall be  
6 provided in plain language in conspicuous twelve-point bold face type  
7 and shall be available in the top six languages spoken in the hospital's  
8 service area.

9 3. In no event shall a facility fee be charged for services:

10 (a) related to the provision of preventive care service as defined by  
11 the United States Preventive Services Task Force; or

12 (b) when a hospital-based facility is a distant site for health care  
13 services delivered by means of telehealth unless the service is provided  
14 by a health care provider not authorized to bill a professional fee  
15 separately for the service.

16 § 2. This act shall take effect immediately.