

NYS Final Budget Language

March 31, 2015

Excerpt re:

NYS Excess Medical Malpractice 2015-2016

A 3007-B / S 2007-B

PART Y

39 Section 1. Paragraph (a) of subdivision 1 of section 18 of chapter 266
40 of the laws of 1986, amending the civil practice law and rules and other
41 laws relating to malpractice and professional medical conduct, as
42 amended by section 18 of part B of chapter 60 of the laws of 2014, is
43 amended to read as follows:

S. 2007--B

70

A.3007--B

5 S 6. Notwithstanding any law, rule or regulation to the contrary, only
6 physicians or dentists who were eligible, and for whom the superinten-
7 dent of financial services and the commissioner of health, or their
8 designee, purchased, with funds available in the hospital excess liabil-
9 ity pool, a full or partial policy for excess coverage or equivalent
10 excess coverage for the coverage period ending the thirtieth of June,
11 two thousand fifteen, shall be eligible to apply for such coverage for
12 the coverage period beginning the first of July, two thousand fifteen;
13 provided, however, if the total number of physicians or dentists for
14 whom such excess coverage or equivalent excess coverage was purchased
15 for the policy year ending the thirtieth of June, two thousand fifteen
16 exceeds the total number of physicians or dentists certified as eligible
17 for the coverage period beginning the first of July, two thousand
18 fifteen, then the general hospitals may certify additional eligible
19 physicians or dentists in a number equal to such general hospital's
20 proportional share of the total number of physicians or dentists for
21 whom excess coverage or equivalent excess coverage was purchased with
22 funds available in the hospital excess liability pool as of the thirti-
23 eth of June, two thousand fifteen, as applied to the difference between
24 the number of eligible physicians or dentists for whom a policy for
25 excess coverage or equivalent excess coverage was purchased for the
26 coverage period ending the thirtieth of June, two thousand fifteen and
27 the number of such eligible physicians or dentists who have applied for
28 excess coverage or equivalent excess for the coverage period beginning
29 the first of July, two thousand fifteen.

30 S 7. This act shall take effect immediately.