

§1 - 17:48-6hh
§2 - C.17:48A-7ee
§3 –
C.17:48E-35.32
§4 –
C.17B:26-2.1bb
§5 –
C.17B:27-46.1hh
§6 –
C.17B:27A-7.15
§7 –
C.17B:27A-19.19
§8 - C.26:2J-4.33
§9 –
C.52:14-17.29o
§10 –
C.52:14-17.46.6a
§§11&12 – Note
to §§1-10

P.L. 2009, CHAPTER 113, *approved August 12, 2009*
Assembly, No. 2539 (*First Reprint*)

1 **AN ACT** concerning installment payments for maternity services by
2 certain health benefits plans and supplementing various parts of
3 the statutory law.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. a. Every individual or group hospital service corporation
9 contract that provides benefits for maternity services, and that is
10 delivered, issued, executed or renewed in this State or approved for
11 issuance or renewal in this State, by the Commissioner of Banking
12 and Insurance on or after the effective date of this act, shall provide
13 for reimbursement in installments to an obstetrical provider licensed
14 in New Jersey for maternity services rendered during the term of a
15 covered person's pregnancy.

16 b. For the purposes of this section, "obstetrical provider licensed
17 in New Jersey" means:

18 (1) an obstetrician/gynecologist licensed by the State Board of
19 Medical Examiners; or

20 (2) a midwife licensed by the State Board of Medical Examiners
21 as a certified midwife or a certified nurse midwife.

22 c. This section shall apply to all hospital service corporation

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SCM committee amendments adopted May 14, 2009.

1 contracts in which the hospital service corporation has reserved the
2 right to change the premium.

3

4 2. a. Every individual or group medical service corporation
5 contract that provides benefits for maternity services, and that is
6 delivered, issued, executed or renewed in this State, or approved for
7 issuance or renewal in this State by the Commissioner of Banking
8 and Insurance on or after the effective date of this act, shall provide
9 for reimbursement in installments to an obstetrical provider licensed
10 in New Jersey for maternity services rendered during the term of a
11 covered person's pregnancy.

12 b. For the purposes of this section, "obstetrical provider licensed
13 in New Jersey" means:

14 (1) an obstetrician/gynecologist licensed by the State Board of
15 Medical Examiners; or

16 (2) a midwife licensed by the State Board of Medical Examiners
17 as a certified midwife or a certified nurse midwife.

18 c. This section shall apply to all medical service corporation
19 contracts in which the medical service corporation has reserved the
20 right to change the premium.

21

22 3. a. Every individual or group health service corporation
23 contract that provides benefits for maternity services, and that is
24 delivered, issued, executed or renewed in this State, or approved for
25 issuance or renewal in this State by the Commissioner of Banking
26 and Insurance on or after the effective date of this act, shall provide
27 for reimbursement in installments to an obstetrical provider licensed
28 in New Jersey for maternity services rendered during the term of a
29 covered person's pregnancy.

30 b. For the purposes of this section, "obstetrical provider licensed
31 in New Jersey" means:

32 (1) an obstetrician/gynecologist licensed by the State Board of
33 Medical Examiners; or

34 (2) a midwife licensed by the State Board of Medical Examiners
35 as a certified midwife or a certified nurse midwife.

36 c. This section shall apply to all health service corporation
37 contracts in which the health service corporation has reserved the
38 right to change the premium.

39

40 4. a. Every individual health insurance policy that provides
41 benefits for maternity services, and that is delivered, issued,
42 executed or renewed in this State, or approved for issuance or
43 renewal in this State by the Commissioner of Banking and
44 Insurance on or after the effective date of this act, shall provide for
45 reimbursement in installments to an obstetrical provider licensed in
46 New Jersey for maternity services rendered during the term of a
47 covered person's pregnancy.

48 b. For the purposes of this section, "obstetrical provider licensed
49 in New Jersey" means:

1 (1) an obstetrician/gynecologist licensed by the State Board of
2 Medical Examiners; or

3 (2) a midwife licensed by the State Board of Medical Examiners
4 as a certified midwife or a certified nurse midwife.

5 c. This section shall apply to all individual health insurance
6 policies in which the insurer has reserved the right to change the
7 premium.

8

9 5. a. Every group health insurance policy that provides benefits
10 for maternity services, and that is delivered, issued, executed or
11 renewed in this State, or approved for issuance or renewal in this
12 State by the Commissioner of Banking and Insurance on or after the
13 effective date of this act, shall provide for reimbursement in
14 installments to an obstetrical provider licensed in New Jersey for
15 maternity services rendered during the term of a covered person's
16 pregnancy.

17 b. For the purposes of this section, "obstetrical provider licensed
18 in New Jersey" means:

19 (1) an obstetrician/gynecologist licensed by the State Board of
20 Medical Examiners; or

21 (2) a midwife licensed by the State Board of Medical Examiners
22 as a certified midwife or a certified nurse midwife.

23 c. This section shall apply to all group health insurance policies
24 in which the insurer has reserved the right to change the premium.

25

26 6. a. Every individual health benefits plan that provides benefits
27 for maternity services, and that is delivered, issued, executed or
28 renewed in this State, or approved for issuance or renewal in this
29 State by the Commissioner of Banking and Insurance on or after the
30 effective date of this act, shall provide for reimbursement in
31 installments to an obstetrical provider licensed in New Jersey for
32 maternity services rendered during the term of a covered person's
33 pregnancy.

34 b. For the purposes of this section, "obstetrical provider licensed
35 in New Jersey" means:

36 (1) an obstetrician/gynecologist licensed by the State Board of
37 Medical Examiners; or

38 (2) a midwife licensed by the State Board of Medical Examiners
39 as a certified midwife or a certified nurse midwife.

40 c. This section shall apply to all individual health benefits plans
41 in which the carrier has reserved the right to change the premium.

42

43 7. a. Every small employer health benefits plan that provides
44 benefits for maternity services, and that is delivered, issued,
45 executed or renewed in this State, or approved for issuance or
46 renewal in this State by the Commissioner of Banking and
47 Insurance on or after the effective date of this act, shall provide for
48 reimbursement in installments to an obstetrical provider licensed in
49 New Jersey for maternity services rendered during the term of a

1 covered person's pregnancy.

2 b. For the purposes of this section, "obstetrical provider licensed
3 in New Jersey" means:

4 (1) an obstetrician/gynecologist licensed by the State Board of
5 Medical Examiners; or

6 (2) a midwife licensed by the State Board of Medical Examiners
7 as a certified midwife or a certified nurse midwife.

8 c. This section shall apply to all small employer health benefits
9 plans in which the carrier has reserved the right to change the
10 premium.

11

12 8. a. Every certificate of authority to establish and operate a
13 health maintenance organization issued or continued in this State
14 pursuant to P.L.1973, c.337 (C.26:2J-1 et seq.), or approved for
15 issuance or renewal in this State, by the Commissioner of Banking
16 and Insurance, on or after the effective date of this act, for a health
17 maintenance organization which provides benefits for maternity
18 services, shall provide for reimbursement in installments to an
19 obstetrical provider licensed in New Jersey for maternity services
20 rendered during the term of a covered person's pregnancy.

21 b. For the purposes of this section, "obstetrical provider licensed
22 in New Jersey" means:

23 (1) an obstetrician/gynecologist licensed by the State Board of
24 Medical Examiners; or

25 (2) a midwife licensed by the State Board of Medical Examiners
26 as a certified midwife or a certified nurse midwife.

27 c. This section shall apply to all enrollee agreements in which
28 the health maintenance organization has reserved the right to
29 change the schedule of charges.

30

31 9. a. Within 30 days of the effective date of this act, the State
32 Health Benefits Commission shall provide, in every health benefits
33 plan that provides for maternity services, for reimbursement in
34 installments to an obstetrical provider licensed in New Jersey for
35 maternity services rendered during the term of a covered person's
36 pregnancy.

37 b. For the purposes of this section, "obstetrical provider licensed
38 in New Jersey" means:

39 (1) an obstetrician/gynecologist licensed by the State Board of
40 Medical Examiners; or

41 (2) a midwife licensed by the State Board of Medical Examiners
42 as a certified midwife or a certified nurse midwife.

43

44 ¹10. Within 30 days of the effective date of this act, the School
45 Employees' Health Benefits Commission shall provide, in every
46 health benefits plan that provides for maternity services, for
47 reimbursement in installments to an obstetrical provider licensed in
48 New Jersey for maternity services rendered during the term of a
49 covered person's pregnancy.

