

# A09149 • New York

Provides for notice requirements where an insurer authorized to write accident and health insurance in this state, a corporation organized pursuant to article forty-three of this chapter, or a health maintenance organization certified pursuant to article forty-four of the public health law uses artificial intelligence-based algorithms in the utilization review process.

Introduced

Risk: High

Sector-Specific

Effective: Apr 08, 2024 | Last Action (Feb 08, 2024): referred to insurance

## Summary

Requires insurers using AI in utilization reviews to notify insureds and submit algorithms for bias review.

## Business Impact

If you use AI for utilization reviews in NY, you must notify insureds and submit algorithms or face fines up to \$10,000/violation.

## Key Provisions

- Insurers must notify insureds about AI use in utilization reviews.
- AI algorithms must be submitted for bias certification.
- Penalties include fines and potential license suspension.

## Compliance Checklist

- Notify insureds about AI use in utilization reviews | Who: Insurers, corporations, and health maintenance organizations | Penalty: Fines up to \$10,000 per violation
- Submit AI algorithms and training data for certification | Who: Insurers, corporations, and health maintenance organizations | Penalty: Fines up to \$10,000 per violation

## Industries Affected

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Insurance

Healthcare

## Topics

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AI Healthcare

AI in Insurance

## Bill Sponsors

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Name	Party	Role
Pamela Hunter	D	Sponsor

## Related Bills

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- A01456 (NY)

## Official Source

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<https://www.nysenate.gov/legislation/bills/2023/A9149>

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