HOUSE DOCKET, NO. 1058 FILED ON: 1/16/2013

HOUSE . . . . . No. 974

The Commonwealth of Massachusetts

PRESENTED BY:

Tom Sannicandro

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to providing insurance coverage for breast cancer screening.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Tom Sannicandro	*7th Middlesex*

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HOUSE . . . . . No. 974

By Mr. Sannicandro of Ashland, a petition (accompanied by bill, House, No. 974) of Tom Sannicandro for legislation to provide insurance coverage for magnetic resonance imaging for certain persons for the detection of breast cancer. Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *318* OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to providing insurance coverage for breast cancer screening.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 175 of the General Laws is hereby amended by inserting after section 47X the following section:-

Section 47Z.

(a) Any individual policy of accident and sickness insurance issued pursuant to section 108, and any group blanket policy of accident and sickness insurance issued pursuant to section 110, except policies providing supplemental coverage to Medicare or to other government programs, delivered, issued or renewed by agreement within or without the commonwealth shall provide coverage for breast cancer screening technology including but not limited to Magnetic Resonance Imaging (MRI) for high risk women. Said coverage will be provided not less than once annually to women 25 years and older.

(b) A high risk women shall be considered any women who are identified as those who have one or more of the following characteristics:

(1) a personal history with cancer or, two or more first degree relatives with breast cancer;

(2)onset of breast cancer before the age of 50 in one or more first degree relatives;

16 (3) a history of breast cancer in more than one generation;

17 (4) cancer in both breasts in one or more first degree relatives

18 (5) tested positive for Breast Cancer Gene 1 or Breast Cancer Gene 2 mutations

19 (6) have one or more first degree relatives test positive for Breast Cancer Gene 1 or
20 Breast Cancer Gene 2 mutations

21 (7) have a personal history with Atypical Lobular Hyperplasia or Atypical Ductal
22 Hyperplasia or Lobular Carcinoma in Situ.

23 SECTION 2. Chapter l76A of the General Laws is hereby amended by inserting after
24 section 8Y the following section:-

25 Section 8Z.

26 (a) Any contract, except contracts providing supplemental coverage to Medicare or other
27 governmental programs, between a subscriber and the corporation under an individual or group
28 hospital service plan which shall be delivered or issued or renewed in the commonwealth shall
29 provide, as a basic benefit to all individual subscribers and members within the commonwealth
30 and to all group members having a principal place of employment within the commonwealth, for
31 expense breast cancer screening technology including but not limited to Magnetic Resonance
32 Imaging (MRI) for high risk women. Said coverage will be provided not less than once annually
33 to women 25 years and older.

34 (b) A high risk women shall be considered any women who are identified as those who
35 have one or more of the following characteristics:

36 (1) a personal history with cancer or, two or more first degree relatives with breast
37 cancer;

38 (2)onset of breast cancer before the age of 50 in one or more first degree relatives;

39 (3) a history of breast cancer in more than one generation;

40 (4) cancer in both breasts in one or more first degree relatives

41 (5) tested positive for Breast Cancer Gene 1 or Breast Cancer Gene 2 mutations

42 (6) have one or more first degree relatives test positive for Breast Cancer Gene 1 or
43 Breast Cancer Gene 2 mutations

44 (7) have a personal history with Atypical Lobular Hyperplasia or Atypical Ductal
45 Hyperplasia or Lobular Carcinoma in Situ.

46 SECTION 3. Chapter 176B of the General Laws is hereby amended by inserting after
47 section 4Y the following section:-

48 (a) Section 4Z. Any subscription certificate under an individual or group medical service
49 agreement that shall be delivered, issued or renewed in the commonwealth shall provide as a
50 benefit for all individual subscribers or members within the commonwealth and all group
51 members having a principal place of employment within the commonwealth, coverage for
52 expenses for breast cancer screening technology including but not limited to Magnetic
53 Resonance Imaging (MRI) for high risk women. Said coverage will be provided not less than
54 once annually to women 25 years and older.

55 (b) A high risk women shall be considered any women who are identified as those who
56 have one or more of the following characteristics:

57 (1) a personal history with cancer or, two or more first degree relatives with breast
58 cancer;

59 (2)onset of breast cancer before the age of 50 in one or more first degree relatives;

60 (3) a history of breast cancer in more than one generation;

61 (4) cancer in both breasts in one or more first degree relatives

62 (5) tested positive for Breast Cancer Gene 1 or Breast Cancer Gene 2 mutations

63 (6) have one or more first degree relatives test positive for Breast Cancer Gene 1 or
64 Breast Cancer Gene 2 mutations

65 (7) have a personal history with Atypical Lobular Hyperplasia or Atypical Ductal
66 Hyperplasia or Lobular Carcinoma in Situ.

67 The benefits provided in this section shall meet all other terms and conditions within a
68 subscription certificate. Medical service agreements shall not reduce or eliminate coverage due
69 to the requirements of this section.