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SB 497/96 - FIN

1997 Regular Session  
7lr2671  
CF SB 428

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**By: ~~Delegates Goldwater and Barve, Barve, Busch, Gordon, Donoghue, Boston, Krysiak, Exum, Kirk, Crumlin, Frank, Pendergrass, Fulton, and Harrison~~**

Introduced and read first time: February 3, 1997

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 1997

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Health Insurance - Mandated Coverage - Prostate Cancer**

3 FOR the purpose of requiring certain health insurers to provide coverage to men of a  
4 certain age for certain medically recognized diagnostic tests used to detect prostate  
5 cancer under certain circumstances.

6 BY adding to

7 Article - Insurance

8 Section 15-822

9 Annotated Code of Maryland

10 (1995 Volume and 1996 Supplement)

11 (As enacted by Chapter \_\_\_\_ (H.B. 11) of the Acts of the General Assembly of 1997)

12 BY adding to

13 Article - Health - General

14 Section 19-706(n)

15 Annotated Code of Maryland

16 (1996 Replacement Volume and 1996 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article - Insurance**

20 15-822.

21 (A) THIS SECTION APPLIES TO:

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1 (1) INSURERS AND NONPROFIT HEALTH SERVICE PLANS THAT PROVIDE  
2 INPATIENT HOSPITAL, MEDICAL, OR SURGICAL BENEFITS TO INDIVIDUALS OR  
3 GROUPS ON AN EXPENSE-INCURRED BASIS UNDER HEALTH INSURANCE POLICIES  
4 OR CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE; AND

5 (2) HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE  
6 INPATIENT HOSPITAL, MEDICAL, OR SURGICAL BENEFITS TO INDIVIDUALS OR  
7 GROUPS UNDER CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE.

8 ~~(B) AN ENTITY SUBJECT TO THIS SECTION SHALL PROVIDE COVERAGE FOR~~  
9 ~~EXPENSES INCURRED IN CONDUCTING AN ANNUAL MEDICALLY RECOGNIZED~~  
10 ~~DIAGNOSTIC EXAMINATION, WHICH INCLUDES A DIGITAL RECTAL EXAMINATION~~  
11 ~~AND A BLOOD TEST CALLED THE PROSTATE-SPECIFIC ANTIGEN (PSA) TEST, ON~~  
12 ~~ENROLLEES AND INSUREDS WHO ARE:~~

13 ~~(1) MEN AGE 50 OR OLDER AND ASYMPTOMATIC; AND~~

14 ~~(2) MEN AGE 40 OR OLDER WITH A FAMILY HISTORY OF PROSTATE~~  
15 ~~CANCER OR OTHER PROSTATE CANCER RISK FACTORS.~~

16 (B) AN ENTITY SUBJECT TO THIS SECTION SHALL PROVIDE COVERAGE FOR  
17 THE EXPENSES INCURRED IN CONDUCTING A MEDICALLY RECOGNIZED  
18 DIAGNOSTIC EXAMINATION WHICH SHALL INCLUDE A DIGITAL RECTAL  
19 EXAMINATION AND A BLOOD TEST CALLED THE PROSTATE-SPECIFIC ANTIGEN (PSA)  
20 TEST:

21 (1) FOR MEN WHO ARE BETWEEN 40 AND 75 YEARS OF AGE;

22 (2) WHEN USED FOR THE PURPOSE OF GUIDING PATIENT  
23 MANAGEMENT IN MONITORING THE RESPONSE TO PROSTATE CANCER TREATMENT;

24 (3) WHEN USED FOR STAGING IN DETERMINING THE NEED FOR A BONE  
25 SCAN IN PATIENTS WITH PROSTATE CANCER; OR

26 (4) WHEN USED FOR MALE PATIENTS WHO ARE AT HIGH RISK FOR  
27 PROSTATE CANCER.

28 (C) AN ENTITY SUBJECT TO THIS SECTION SHALL PROVIDE THE BENEFITS  
29 REQUIRED UNDER THIS SECTION TO THE SAME EXTENT AS FOR ANY OTHER  
30 MEDICAL CONDITION UNDER THE ENROLLEE'S OR INSURED'S CONTRACT OR  
31 POLICY WITH THE ENTITY.

32 **Article - Health - General**

33 19-706.

34 (N) THE PROVISIONS OF § 15-822 OF THE INSURANCE ARTICLE SHALL APPLY  
35 TO HEALTH MAINTENANCE ORGANIZATIONS.

36 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
37 October 1, 1997.

