

HOUSE BILL 113

C3

6lr0908

By: **Delegates Carr, Angel, Frick, Gutierrez, Hill, Jalisi, A. Miller, Morales,
S. Robinson, Sample–Hughes, Smith, Sophocleus, and K. Young**

Introduced and read first time: January 20, 2016

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Health Insurance – Coverage for Lymphedema Diagnosis, Evaluation, and**
3 **Treatment**

4 FOR the purpose of requiring insurers, nonprofit health service plans, and health
5 maintenance organizations that provide certain health insurance benefits under
6 certain insurance policies or contracts to provide coverage for certain diagnosis,
7 evaluation, and treatment of lymphedema; providing that the required coverage may
8 be subject to certain deductibles, copayments, and coinsurance; providing for the
9 application of this Act; defining a certain term; and generally relating to coverage for
10 lymphedema diagnosis, evaluation, and treatment under health insurance.

11 BY adding to
12 Article – Insurance
13 Section 15–850
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2015 Supplement)

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

18 **Article – Insurance**

19 **15–850.**

20 **(A) (1) IN THIS SECTION, “GRADIENT COMPRESSION GARMENT” MEANS A**
21 **GARMENT THAT:**

22 **(I) IS USED FOR THE TREATMENT OF LYMPHEDEMA;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (II) REQUIRES A PRESCRIPTION; AND

2 (III) IS CUSTOM FIT FOR THE INDIVIDUAL FOR WHOM IT IS
3 PRESCRIBED.

4 (2) "GRADIENT COMPRESSION GARMENT" DOES NOT INCLUDE
5 DISPOSABLE MEDICAL SUPPLIES, INCLUDING OVER-THE-COUNTER COMPRESSION
6 OR ELASTIC KNEE-HIGH OR OTHER STOCKING PRODUCTS.

7 (B) THIS SECTION APPLIES TO:

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

12 (2) HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE
13 HOSPITAL, MEDICAL, OR SURGICAL BENEFITS TO INDIVIDUALS OR GROUPS UNDER
14 CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE.

15 (C) AN ENTITY SUBJECT TO THIS SECTION SHALL PROVIDE COVERAGE FOR
16 THE MEDICALLY NECESSARY DIAGNOSIS, EVALUATION, AND TREATMENT OF
17 LYMPHEDEMA, INCLUDING EQUIPMENT, SUPPLIES, COMPLEX DECONGESTIVE
18 THERAPY, GRADIENT COMPRESSION GARMENTS, AND SELF-MANAGEMENT
19 TRAINING AND EDUCATION.

20 (D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE
21 COVERAGE REQUIRED UNDER THIS SECTION MAY BE SUBJECT TO THE ANNUAL
22 DEDUCTIBLES, COPAYMENTS, OR COINSURANCE REQUIREMENTS IMPOSED BY AN
23 ENTITY SUBJECT TO THIS SECTION FOR SIMILAR COVERAGES UNDER THE SAME
24 HEALTH INSURANCE POLICY OR CONTRACT.

25 (2) THE ANNUAL DEDUCTIBLES, COPAYMENTS, OR COINSURANCE
26 REQUIREMENTS IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR THE
27 COVERAGE REQUIRED UNDER THIS SECTION MAY NOT BE GREATER THAN THE
28 ANNUAL DEDUCTIBLES, COPAYMENTS, OR COINSURANCE REQUIREMENTS IMPOSED
29 BY THE ENTITY FOR SIMILAR COVERAGES.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all
31 policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or
32 after October 1, 2016.

33 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 October 1, 2016.