

SENATE BILL 386

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2000 Regular Session
(01r1969)

ENROLLED BILL
-- Finance/Economic Matters --

Introduced by **Senators Collins and Bromwell**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Health Benefit Plans - Coverage for ~~Chemotherapy~~ Hair Protheses for Hair**
3 **Loss Resulting from Chemotherapy or Radiation Treatment for Cancer**

4 FOR the purpose of requiring certain insurers, nonprofit health service plans, and
5 health maintenance organizations to provide certain coverage for ~~chemotherapy~~
6 hair protheses under certain circumstances; ~~prohibiting certain policies and~~
7 ~~contracts from imposing a deductible on certain coverage~~; providing for the
8 application of this Act; and generally relating to coverage for ~~chemotherapy~~ hair
9 protheses for hair loss resulting from chemotherapy or radiation treatment for
10 cancer.

11 BY adding to
12 Article - Insurance
13 Section 15-835
14 Annotated Code of Maryland
15 (1997 Volume and 1999 Supplement)

1 BY repealing and reenacting, with amendments,
 2 Article - Health - General
 3 Section 19-706(i)
 4 Annotated Code of Maryland
 5 (1996 Replacement Volume and 1999 Supplement)

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

8 **Article - Insurance**

9 15-835.

10 (A) THIS SECTION APPLIES TO:

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

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

18 (B) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ENTITY
 19 SUBJECT TO THIS SECTION SHALL PROVIDE, FOR AN ENROLLEE OR INSURED WHOSE
 20 HAIR LOSS RESULTS FROM CHEMOTHERAPY OR RADIATION TREATMENT FOR
 21 CANCER, COVERAGE FOR:

22 (I) ONE ~~CHEMOTHERAPY~~ HAIR PROSTHESIS; ~~AND~~

23 (II) ~~A SECOND CHEMOTHERAPY HAIR PROSTHESIS AFTER 2 YEARS~~
 24 ~~HAVE PASSED FROM THE DATE THAT THE ENROLLEE OR INSURED RECEIVED THE~~
 25 ~~INITIAL CHEMOTHERAPY HAIR PROSTHESIS UNDER ITEM (I) OF THIS PARAGRAPH.~~

26 (2) THE COST OF EACH ~~A CHEMOTHERAPY~~ HAIR PROSTHESIS REQUIRED
 27 UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED ~~\$500~~ \$350.

28 (C) TO BE COVERED UNDER THIS SECTION, A ~~CHEMOTHERAPY~~ HAIR
 29 PROSTHESIS MUST BE PRESCRIBED BY THE ONCOLOGIST IN ATTENDANCE.

30 (D) ~~A POLICY OR CONTRACT SUBJECT TO THIS SECTION MAY NOT IMPOSE A~~
 31 ~~DEDUCTIBLE ON THE COVERAGE REQUIRED UNDER THIS SECTION.~~

1

Article - Health - General

2 19-706.

3 (i) The provisions of §§ 12-203(g), 15-105, 15-112, 15-113, 15-804, 15-812,
4 15-826, [and] 15-828, AND 15-835 of the Insurance Article shall apply to health
5 maintenance organizations.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all
7 policies and contracts issued, delivered, or renewed in the State on or after October 1,
8 2000. ~~Any policy or contract in effect before October 1, 2000 shall comply with the~~
9 ~~provisions of this Act by October 1, 2001.~~

10 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2000.