

SENATE . . . . . No. 1791

---

---

*The Commonwealth of Massachusetts*

---

SENATE, May, 4, 1987.

The committee on Insurance, to whom was referred the petition (accompanied by bill, Senate, No. 674) of Nicholas J. Costello and Barbara Hildt for legislation to provide coverage for certain medical preventive screening tests, reports the accompanying bill (Senate, No. 1791).

For the committee,

LINDA J. MELCONIAN.

**The Commonwealth of Massachusetts**

---

In the Year One Thousand Nine Hundred and Eighty-Seven.

---

AN ACT PROVIDING COVERAGE FOR CERTAIN MEDICAL PREVENTIVE SCREENING TESTS.

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

1 SECTION 1. Chapter 175 of the General Laws as appearing  
2 in the 1984 Official Edition is hereby amended by adding after  
3 section 47F the following new section 47G:

4 Any blanket or general policy of insurance described in  
5 subdivision (A), (C), or (D) of section one hundred and ten which  
6 is issued or subsequently renewed by agreement between the  
7 insurer and the policy holder, within or without the common-  
8 wealth, during the period this premium is effective, or any policy  
9 of accident or sickness insurance as described in section one  
10 hundred and eight which provides hospital expenses and surgical  
11 expenses insurance and which is delivered or issued for delivery  
12 or subsequently renewed by agreement between the insurer and  
13 the policy holder in the commonwealth during the period that this  
14 provision is effective or any employers health and welfare fund  
15 which provides hospital expenses and surgical expense benefits  
16 and which is issued or renewed to any person or group of persons  
17 in the commonwealth, during the period that this provision is  
18 effective, shall provide benefits for the expense of residents of the  
19 commonwealth under any such policy or plan for cytologic  
20 screening and mammographic examination. Said benefits shall be  
21 at least equal to the following minimum requirements:

22 (a) In the case of benefits for cytologic screening, said benefits  
23 shall provide for an annual cytologic screening for women 18 years  
24 of age and older.

25 (b) In the case of benefits for mammographic examination said  
26 benefits shall provide for a baseline mammogram for women  
27 between the ages of 35 and 40 and for a mammogram on an annual  
28 basis for women 40 years of age and older.

1 SECTION 2. Chapter 175 of the General Laws as appearing  
2 in the 1984 Official Edition and as most recently amended by  
3 chapter 618 of the Acts of 1986 is hereby amended by adding after  
4 section 4 of section 110 the following new subsection:

5 (L) Any blanket or general policy of insurance described in  
6 subdivision (A), (C) or (D) of this section, which is delivered or  
7 issued for delivery within or without the commonwealth and  
8 which covers residents of the commonwealth and any employees  
9 health and welfare fund which is promulgated or renewed to any  
10 person or group of persons in the commonwealth shall provide  
11 benefits for expenses of cytologic screening and mammographic  
12 examinations which are at least equal to the minimum  
13 requirements.

14 (a) In the case of benefits for cytologic screening, said benefit  
15 shall provide for an annual cytologic screening for women 18 years  
16 of age and older.

17 (b) In the case of benefits for mammographic examination, said  
18 benefits shall provide for a baseline mammogram for women  
19 between the ages of 35 and 40 and for a mammogram on an annual  
20 basis for women 40 years of age and older.

1 SECTION 3. Chapter 176A of the General Laws as most  
2 recently amended by Chapter 618 of the Acts of 1986 is hereby  
3 further amended by adding after section 8I the following new  
4 section:

5 8J. Any contract, except contracts providing supplemented  
6 coverage to medicare or other governmental programs, between  
7 a subscriber and the corporation under an individual group  
8 hospital service plan which shall be delivered or issued or renewed  
9 in the commonwealth shall provide, as a basic benefit to all  
10 individual subscribers and members within the commonwealth  
11 and to all group members having a principal place of employment  
12 within the commonwealth for the expense for cytologic screening  
13 and mammographic examination. Said benefits shall be at least  
14 equal to the following minimum requirements:

15 (a) In the case of benefits for cytologic screening, said benefits  
16 shall provide for an annual cytologic screening for women 18 years  
17 of age.

18 (b) In the case of benefits for mammographic examination, said

19 benefits shall provide for a baseline mammogram for women  
20 between the ages of 35 and 40 and for a mammogram on an annual  
21 basis for women 40 years of age and older.

1 SECTION 4. Chapter 176B of the General Laws as appearing  
2 in the 1984 Official Edition is hereby amended by adding after  
3 section 44, the following new section:

4 4G. Any subscription certificate under an individual or group  
5 medical service agreement, except certificates which provide  
6 supplemented coverage to Medicare or other governmental  
7 programs, which shall be delivered or issued or renewed in the  
8 commonwealth shall provide as benefit to all individual  
9 subscribers and members within the commonwealth and to all  
10 group members having a principal place of employment within  
11 the commonwealth for cytologic screening and mammographic  
12 examination. Said benefits shall be at least equal to the following  
13 minimum requirement:

14 (a) In the case of benefits for cytologic screening, said benefits  
15 shall provide for an annual cytologic screening for women 18 years  
16 of age and older.

17 (b) In the case of benefits for mammographic examination said  
18 benefits shall provide for a baseline mammogram for women  
19 between the ages of 35 and 40 and for mammogram on an annual  
20 basis for women 40 years of age and older.

1 SECTION 5. Chapter 176G of the General Laws as appearing  
2 in the 1984 Official Edition and most recently amended by  
3 Chapter 715 of the Acts of 1985 is hereby further amended by  
4 adding after the last sentence, the following new sentence:

5 Such health maintenance contract shall also provide coverage  
6 for cytologic screening and mammographic examination as set  
7 forth in section forty-seven G of chapter one hundred and seventy-  
8 five.