

AMENDED IN ASSEMBLY APRIL 10, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1896

Introduced by Assembly Member Liu

February 6, 2002

An act to add Section 1367.666 to the Health and Safety Code, and to add Section 10123.175 to the Insurance Code, relating to health care coverage.

LEGISLATIVE COUNSEL'S DIGEST

AB 1896, as amended, Liu. Ovarian cancer ~~screening coverage~~.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the regulation of health care service plans by the Department of Managed Health Care and makes a violation of the act's provisions a crime. Existing law provides for the regulation of ~~disability health~~ insurers by the Department of Insurance. Under existing law, a health care service plan and a ~~disability health~~ insurer are deemed to provide coverage for all generally medically accepted cancer screening tests.

This bill would specifically require a health care service plan and a ~~disability health~~ insurer to provide coverage for ~~a CA-125 blood test, a transvaginal sonogram, and a rectovaginal pelvic examination~~ *ovarian cancer diagnostic tests ordered by a physician and surgeon* for a woman considered at risk for ovarian cancer ~~and~~. *The bill would also specify those risk factors.*

Because the bill would specify an additional coverage requirement for a health care service plan, the violation of which would be punishable as a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1367.666 is added to the Health and
2 Safety Code, to read:

3 1367.666. (a) Every individual or group health care service
4 plan contract, except for a specialized health care service plan
5 contract, that is issued, amended, delivered, or renewed on or after
6 January 1, 2003, shall provide coverage for the CA-125 blood test,
7 a transvaginal sonogram, and a rectovaginal pelvic examination
8 for 1, 2003, shall provide coverage for ovarian cancer diagnostic
9 tests ordered by a physician and surgeon for a woman considered
10 at risk for ovarian cancer. These risk factors include, but are not
11 limited to, any of the following:

12 (a)
13 (1) A family history of ovarian, breast, endometrial, or
14 colorectal cancer.

15 (b)
16 (2) A prior personal history of breast cancer.

17 (c)
18 (3) Age 50 or older without having given birth to a child.

19 (d) Use of a infertility drugs for a period exceeding _____
20 months.

21 (4) A presence of symptoms indicative of ovarian cancer.

22 (b) *The ovarian cancer diagnostic tests required by this section*
23 *may include, but are not limited to, the CA-125 blood test, a*
24 *transvaginal sonogram, a rectovaginal pelvic examination, a*
25 *computed tomography imaging scan, and any screening test that*
26 *either has been approved or is in the process of being approved*
27 *through a clinical trial by the federal Food and Drug*
28 *Administration.*



1 SEC. 2. Section 10123.175 is added to the Insurance Code, to
2 read:

3 ~~10123.175. Every individual or group disability insurance~~
4 ~~policy that covers hospital, medical, or surgical expenses that is~~
5 *10123.175. (a) Every health insurance policy that is issued,*
6 *amended, delivered, or renewed on or after January 1, 2003, shall*
7 ~~provide coverage for the CA-125 blood test, a transvaginal~~
8 ~~sonogram, and a rectovaginal pelvic examination for 2003, shall~~
9 *provide coverage for ovarian cancer diagnostic tests ordered by a*
10 *physician and surgeon for a woman considered at risk for ovarian*
11 *cancer. These risk factors include, but are not limited to, any of the*
12 *following:*

13 ~~(a)~~
14 *(1) A family history of ovarian, breast, endometrial, or*
15 *colorectal cancer.*

16 ~~(b)~~
17 *(2) A prior personal history of breast cancer.*

18 ~~(c)~~
19 *(3) Age 50 or older without having given birth to a child.*

20 ~~(d) Use of infertility drugs for a period exceeding _____ months.~~

21 *(4) A presence of symptoms indicative of ovarian cancer.*

22 *(b) The ovarian cancer diagnostic tests required by this section*
23 *may include, but are not limited to, the CA-125 blood test, a*
24 *transvaginal sonogram, a rectovaginal pelvic examination, a*
25 *computed tomography imaging scan, and any screening test that*
26 *either has been approved or is in the process of being approved*
27 *through a clinical trial by the federal Food and Drug*
28 *Administration.*

29 SEC. 3. No reimbursement is required by this act pursuant to
30 Section 6 of Article XIII B of the California Constitution because
31 the only costs that may be incurred by a local agency or school
32 district will be incurred because this act creates a new crime or
33 infraction, eliminates a crime or infraction, or changes the penalty
34 for a crime or infraction, within the meaning of Section 17556 of
35 the Government Code, or changes the definition of a crime within
36 the meaning of Section 6 of Article XIII B of the California
37 Constitution.

