

ASSEMBLY BILL

No. 1774

Introduced by Assembly Members Lieber and De Leon

January 14, 2008

An act to add Section 1367.655 to the Health and Safety Code, and to add Section 10123.182 to the Insurance Code, relating to health care coverage.

LEGISLATIVE COUNSEL'S DIGEST

AB 1774, as introduced, Lieber. Health care coverage: uterine and ovarian cancer screening tests.

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

This bill would specifically require that a health care service plan contract and a health insurance policy be deemed to provide coverage for annual uterine and ovarian cancer screening tests, as specified.

Because the bill would specify an additional requirement for a health care service plan, the willful violation of which would be 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 1367.655 is added to the Health and
2 Safety Code, to read:
3 1367.655. (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, or renewed, on or after January
6 1, 2009, shall be deemed to provide coverage for annual uterine
7 and ovarian cancer screening tests, including, but not limited to,
8 the appropriate blood tests, a transvaginal ultrasound, and a
9 rectovaginal pelvic examination consistent with good professional
10 practice.
11 SEC. 2. Section 10123.182 is added to the Insurance Code, to
12 read:
13 10123.182. (a) Every individual or group policy of health
14 insurance that is issued, amended, or renewed, on or after January
15 1, 2009, shall be deemed to provide coverage for annual uterine
16 and ovarian cancer screening tests, including, but not limited to,
17 the appropriate blood tests, a transvaginal ultrasound, and a
18 rectovaginal pelvic examination consistent with good professional
19 practice.
20 (b) This section shall not apply to Medicare supplement,
21 vision-only, dental-only, or Champus-supplement insurance, or to
22 hospital indemnity, accident-only, or specified disease insurance
23 that does not pay benefits on a fixed-benefit, cash payment only
24 basis.
25 SEC. 3. No reimbursement is required by this act pursuant to
26 Section 6 of Article XIII B of the California Constitution because
27 the only costs that may be incurred by a local agency or school
28 district will be incurred because this act creates a new crime or
29 infraction, eliminates a crime or infraction, or changes the penalty
30 for a crime or infraction, within the meaning of Section 17556 of
31 the Government Code, or changes the definition of a crime within
32 the meaning of Section 6 of Article XIII B of the California
33 Constitution.

O