

STATE OF NEW YORK

6731

2017-2018 Regular Sessions

IN ASSEMBLY

March 16, 2017

Introduced by M. of A. JEAN-PIERRE -- read once and referred to the
Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring insurance
companies to cover annual mammograms for breast cancer screening for
covered persons aged thirty-five and older

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Short title. This act shall be known and may be cited as
2 "Shannon's Law".

3 § 2. Subparagraph (A) of paragraph 11 of subsection (i) of section
4 3216 of the insurance law, as amended by chapter 219 of the laws of
5 2011, is amended to read as follows:

6 (A) Every policy that provides coverage for hospital, surgical or
7 medical care shall provide the following coverage for mammography
8 screening for occult breast cancer:

9 (i) upon the recommendation of a physician, a mammogram at any age for
10 covered persons having a prior history of breast cancer or who have a
11 first degree relative with a prior history of breast cancer; and

12 (ii) [~~a single baseline mammogram for covered persons aged thirty-five~~
13 ~~through thirty-nine, inclusive, and~~
14 ~~(iii)~~] an annual mammogram for covered persons aged [~~forty~~] thirty-
15 five and older.

16 § 3. Subparagraph (A) of paragraph 11 of subsection (1) of section
17 3221 of the insurance law, as amended by chapter 219 of the laws of
18 2011, is amended to read as follows:

19 (A) Every insurer delivering a group or blanket policy or issuing a
20 group or blanket policy for delivery in this state that provides cover-
21 age for hospital, surgical or medical care shall provide the following
22 coverage for mammography screening for occult breast cancer:

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 (i) upon the recommendation of a physician, a mammogram at any age for
2 covered persons having a prior history of breast cancer or who have a
3 first degree relative with a prior history of breast cancer; and

4 (ii) [~~a single baseline mammogram for covered persons aged thirty-five
5 through thirty nine, inclusive, and~~

6 ~~(iii)~~] an annual mammogram for covered persons aged [~~forty~~] thirty-
7 five and older.

8 § 4. Paragraph 1 of subsection (p) of section 4303 of the insurance
9 law, as amended by chapter 219 of the laws of 2011, subparagraph (D) as
10 amended by chapter 74 of the laws of 2016, is amended to read as
11 follows:

12 (1) A medical expense indemnity corporation, a hospital service corpo-
13 ration or a health service corporation that provides coverage for hospi-
14 tal, surgical or medical care shall provide the following coverage for
15 mammography screening for occult breast cancer:

16 (A) upon the recommendation of a physician, a mammogram at any age for
17 covered persons having a prior history of breast cancer or who have a
18 first degree relative with a prior history of breast cancer; and

19 (B) [~~a single baseline mammogram for covered persons aged thirty-five
20 through thirty nine, inclusive, and~~

21 ~~(C)~~] an annual mammogram for covered persons aged [~~forty~~] thirty-five
22 and older.

23 (D) The coverage required in this paragraph or paragraph two of this
24 subsection shall not be subject to annual deductibles or coinsurance.

25 § 5. This act shall take effect immediately, and shall apply to poli-
26 cies and contracts issued, renewed, modified, altered or amended on or
27 after such effective date.