

# STATE OF NEW YORK

6586

2017-2018 Regular Sessions

## IN SENATE

June 5, 2017

Introduced by Sen. BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the insurance law, in relation to enacting "Shannon's Law"

The People of the State of New York, represented in Senate and Assembly, 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;

12 (ii) a single baseline mammogram for covered persons aged thirty-five  
13 through thirty-nine, inclusive; [~~and~~]

14 (iii) upon the recommendation of a physician, an annual mammogram for  
15 covered persons aged thirty-five through thirty-nine, inclusive; and

16 (iv) an annual mammogram for covered persons aged forty and older.

17 § 3. Subparagraph (A) of paragraph 11 of subsection (1) of section  
18 3221 of the insurance law, as amended by chapter 219 of the laws of  
19 2011, is amended to read as follows:

20 (A) Every insurer delivering a group or blanket policy or issuing a  
21 group or blanket policy for delivery in this state that provides cover-  
22 age for hospital, surgical or medical care shall provide the following  
23 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;

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

6 (iii) upon the recommendation of a physician, an annual mammogram for  
7 covered persons aged thirty-five through thirty-nine, inclusive; and

8 (iv) an annual mammogram for covered persons aged forty and older.

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

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

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

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

22 (C) upon the recommendation of a physician, an annual mammogram for  
23 covered persons aged thirty-five through thirty-nine, inclusive; and

24 (D) an annual mammogram for covered persons aged forty and older[~~+~~];  
25 and

26 [~~(D)~~] (E) The coverage required in this paragraph or paragraph two of  
27 this subsection shall not be subject to annual deductibles or coinsu-  
28 rance.

29 § 5. This act shall take effect on the thirtieth day after it shall  
30 have become a law, and shall apply to policies and contracts issued,  
31 renewed, modified, altered or amended on or after such effective date.