
A BILL FOR AN ACT

RELATING TO HEALTH INSURANCE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 431, Hawaii Revised Statutes, is
2 amended by adding a new section to article 10A to be
3 appropriately designated and to read as follows:

4 "§431:10A- Mammograms; referral not required. (a) For
5 purposes of the annual mammogram coverage required under section
6 431:10A-116, no insurer shall require an insured person over the
7 age of forty to obtain a referral from a primary care provider
8 or other physician for an annual mammogram.

9 (b) If the mammogram indicates that follow up services are
10 advisable, a referral shall be made to the patient's primary
11 care physician or other physician, as designated by the
12 patient."

13 SECTION 2. Chapter 432, Hawaii Revised Statutes, is
14 amended by adding a new section to article 1 to be appropriately
15 designated and to read as follows:

16 "§432:1- Mammograms; referral not required. (a) For
17 purposes of the annual mammogram coverage required under section
18 432:1-605, no mutual benefit society shall require a covered



1 person over the age of forty to obtain a referral from a primary
2 care provider or other physician for an annual mammogram.

3 (b) If the mammogram indicates that follow up services are
4 advisable, a referral shall be made to the patient's primary
5 care physician or other physician, as designated by the
6 patient."

7 SECTION 3. Chapter 432, Hawaii Revised Statutes, is
8 amended by adding a new section to article 2 to be appropriately
9 designated and to read as follows:

10 "§432:2- Mammogram coverage required; referral not
11 required. (a) A fraternal benefit society shall provide
12 coverage for an annual mammogram to the same extent as required
13 under section 431:10A-116; provided that no fraternal benefit
14 society shall require a covered person over the age of forty to
15 obtain a referral from a primary care provider or other
16 physician for an annual mammogram.

17 (b) If the mammogram indicates that follow up services are
18 advisable, a referral shall be made to the patient's primary
19 care physician or other physician, as designated by the
20 patient."

21 SECTION 4. Section 432D-23, Hawaii Revised Statutes, is
22 amended to read as follows:



1 "§432D-23 Required provisions and benefits.
2 Notwithstanding any provision of law to the contrary, each
3 policy, contract, plan, or agreement issued in the State after
4 January 1, 1995, by health maintenance organizations pursuant to
5 this chapter, shall include benefits provided in sections
6 431:10-212, 431:10A-115, 431:10A-115.5, 431:10A-116,
7 431:10A-116.5, 431:10A-116.6, 431:10A-119, 431:10A-120,
8 431:10A-121, 431:10A-125, 431:10A-126, [~~and~~], 431:10A-122,
9 431:10A- , and chapter 431M."

10 SECTION 5. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 6. This Act shall take effect on July 1, 2012.

13

INTRODUCED BY:  _____

JAN 18 2012

H.B. NO. 2035

Report Title:

Mammogram Insurance Coverage; Referrals

Description:

Prohibits an insurer from requiring a doctor's referral for annual covered mammograms.

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