

**HOUSE . . . . . No. 545**

By Mr. Sannicandro of Ashland, petition of Tom Sannicandro and others for legislation to provide insurance coverage for magnetic resonance imaging for certain persons for the detection of breast cancer. Education.

**The Commonwealth of Massachusetts**

PETITION OF:

Tom Sannicandro	David Paul Linsky
Christopher N. Speranzo	David B. Sullivan
Karen E. Spilka	Cleon H. Turner
Edward M. Augustus, Jr.	Kay Khan
Jennifer L. Flanagan	Denis E. Guyer
Geraldo Alicea	Kathi-Anne Reinstein
Christine E. Canavan	Jennifer M. Callahan
William Lantigua	

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO PROVIDING INSURANCE COVERAGE FOR MAGNETIC RESONANCE IMAGING FOR CERTAIN PERSONS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Chapter 175 of the General Laws is hereby amended  
2 by inserting after section 47X the following section:—  
3 Section 47Z. Any individual policy of accident and sickness  
4 insurance issued pursuant to Section 108, and any group blanket  
5 policy of accident and sickness insurance issued pursuant to Section  
6 110, except policies providing supplemental coverage to Medicare  
7 or to other government programs, delivered, issued or renewed by  
8 agreement within or without the Commonwealth shall provide cov-  
9 erage for Magnetic Resonance Imaging (MRI) for high risk women  
10 who are identified as those who have a personal history with cancer  
11 or, two or more first degree relatives with breast cancer or, early  
12 onset of breast cancer (before the age of 50) in one or more first  
13 degree relatives or, a history of breast cancer in more than one gen-  
14 eration or, cancer in both breasts in one or more first degree relatives

15 or, tested positive for Breast Cancer Gene 1 or Breast Cancer Gene 2  
16 mutations or, have one or more first degree relatives test positive for  
17 Breast Cancer Gene 1 or Breast Cancer Gene 2 mutations or, have a  
18 personal history with Atypical Lobular Hyperplasia or Atypical  
19 Ductal Hyperplasia or Lobular Carcinoma in Situ. Said coverage  
20 will be provided once annually to women 25 years and older.

1 SECTION 2. Chapter 176A of the General Laws is hereby  
2 amended by inserting after section 8Y the following section:—

3 Section 8Z. Any contract, except contracts providing supple-  
4 mental coverage to Medicare or other governmental programs,  
5 between a subscriber and the corporation under an individual or  
6 group hospital service plan which shall be delivered or issued or  
7 renewed in the Commonwealth shall provide, as a basic benefit to all  
8 individual subscribers and members within the Commonwealth and  
9 to all group members having a principal place of employment within  
10 the Commonwealth, for expense for Magnetic Resonance Imaging  
11 (MRI) for high risk women who are identified as those who have a  
12 personal history with cancer or, two or more first degree relatives  
13 with breast cancer or, early onset of breast cancer (before the age of  
14 50) in one or more first degree relatives or, a history of breast cancer  
15 in more than one generation or, cancer in both breasts in one or more  
16 first degree relatives or, tested positive for Breast Cancer Gene 1 or  
17 Breast Cancer Gene 2 mutations or, have one or more first degree  
18 relatives test positive for Breast Cancer Gene 1 or Breast Cancer  
19 Gene 2 mutations or, have a personal history with Atypical Lobular  
20 Hyperplasia or Atypical Ductal Hyperplasia or Lobular Carcinoma  
21 in Situ. Said Magnetic Resonance Imaging shall be provided in  
22 either a hospital or other setting and which shall meet standards pro-  
23 mulgated by the commissioner of public health. Said coverage will  
24 be provided once annually to women 25 years and older.

1 SECTION 3. Chapter 176B of the General Laws is hereby  
2 amended by inserting after section 4Y the following section:—

3 Section 4Z. Any subscription certificate under an individual or  
4 group medical service agreement that shall be delivered, issued or  
5 renewed in the Commonwealth shall provide as a benefit for all indi-  
6 vidual subscribers or members within the Commonwealth and all  
7 group members having a principal place of employment within the

8 Commonwealth, coverage for expenses for Magnetic Resonance  
9 Imaging (MRI) for high risk women who are identified as those who  
10 have a personal history with cancer or, two or more first degree rela-  
11 tives with breast cancer or, early onset of breast cancer (before the  
12 age of 50) in one or more first degree relatives or, a history of breast  
13 cancer in more than one generation or, cancer in both breasts in one  
14 or more first degree relatives or, tested positive for Breast Cancer  
15 Gene 1 or Breast Cancer Gene 2 mutations or, have one or more first  
16 degree relatives test positive for Breast Cancer Gene 1 or Breast  
17 Cancer Gene 2 mutations or, have a personal history with Atypical  
18 Lobular Hyperplasia or Atypical Ductal Hyperplasia or Lobular Car-  
19 cinoma in Situ and as authorized by a duly licensed physician. Said  
20 coverage will be provided once annually to women 25 years and  
21 older.

22 The benefits provided in this section shall meet all other terms  
23 and conditions within a subscription certificate. Medical service  
24 agreements shall not reduce or eliminate coverage due to the require-  
25 ments of this section.