

By: Morrison

H.B. No. 3423

A BILL TO BE ENTITLED

AN ACT

relating to coverage for supplemental ultrasound imaging to screen for breast cancer under certain health benefit plans.

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

SECTION 1. The heading to Chapter 1356, Insurance Code, is amended to read as follows:

CHAPTER 1356. MAMMOGRAPHY AND OTHER BREAST IMAGING

SECTION 2. Chapter 1356, Insurance Code, is amended by adding Section 1356.006 to read as follows:

Sec. 1356.006. SUPPLEMENTAL COVERAGE REQUIRED. (a) An issuer of a health benefit plan that provides coverage under Section 1356.005 must provide coverage for supplemental two- or three-dimensional breast ultrasound imaging as part of an annual screening covered under the plan if a licensed health care professional treating the enrollee or screening the enrollee for breast cancer finds that the enrollee has dense breast tissue, as defined by the Breast Imaging Reporting and Database System (Fifth Edition) established by the American College of Radiology.

(b) Coverage required by this section:

(1) may not be less favorable than coverage for other radiological examinations under the plan; and

(2) must be subject to the same dollar limits, deductibles, and coinsurance factors as coverage for other radiological examinations under the plan.

1 SECTION 3. If before implementing any provision of this Act
2 a state agency determines that a waiver or authorization from a
3 federal agency is necessary for implementation of that provision,
4 the agency affected by the provision shall request the waiver or
5 authorization and may delay implementing that provision until the
6 waiver or authorization is granted.

7 SECTION 4. This Act applies only to a health benefit plan
8 that is delivered, issued for delivery, or renewed on or after
9 January 1, 2022. A health benefit plan that is delivered, issued
10 for delivery, or renewed before January 1, 2022, is governed by the
11 law as it existed immediately before the effective date of this Act,
12 and that law is continued in effect for that purpose.

13 SECTION 5. This Act takes effect September 1, 2021.