

By: Bucy

H.B. No. 2797

A BILL TO BE ENTITLED

AN ACT

relating to health benefit plan coverage for laparoscopic removal of uterine fibroids.

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

SECTION 1. Subtitle E, Title 8, Insurance Code, is amended by adding Chapter 1372 to read as follows:

CHAPTER 1372. COVERAGE FOR LAPAROSCOPIC REMOVAL OF UTERINE FIBROIDS

Sec. 1372.001. APPLICABILITY OF CHAPTER. (a) This chapter applies only to a health benefit plan that provides benefits for medical or surgical expenses incurred as a result of a health condition, accident, or sickness, including an individual, group, blanket, or franchise insurance policy or insurance agreement, a group hospital service contract, or an individual or group evidence of coverage or similar coverage document that is issued by:

(1) an insurance company;

(2) a group hospital service corporation operating under Chapter 842;

(3) a health maintenance organization operating under Chapter 843;

(4) an approved nonprofit health corporation that holds a certificate of authority under Chapter 844;

(5) a multiple employer welfare arrangement that holds a certificate of authority under Chapter 846;

(6) a stipulated premium company operating under

1 Chapter 884;

2 (7) a fraternal benefit society operating under

3 Chapter 885;

4 (8) a Lloyd's plan operating under Chapter 941; or

5 (9) an exchange operating under Chapter 942.

6 (b) Notwithstanding any other law, this chapter applies to:

7 (1) a small employer health benefit plan subject to

8 Chapter 1501, including coverage provided through a health group

9 cooperative under Subchapter B of that chapter;

10 (2) a standard health benefit plan issued under

11 Chapter 1507;

12 (3) a basic coverage plan under Chapter 1551;

13 (4) a basic plan under Chapter 1575;

14 (5) a primary care coverage plan under Chapter 1579;

15 (6) a plan providing basic coverage under Chapter

16 1601;

17 (7) nonprofit agricultural organization health

18 benefits offered by a nonprofit agricultural organization under

19 Chapter 1682;

20 (8) alternative health benefit coverage offered by a

21 subsidiary of the Texas Mutual Insurance Company under Subchapter

22 M, Chapter 2054;

23 (9) health benefits provided by or through a church

24 benefits board under Subchapter I, Chapter 22, Business

25 Organizations Code;

26 (10) the state Medicaid program, including the

27 Medicaid managed care program operated under Chapter 533,

1 Government Code;

2 (11) the child health plan program under Chapter 62,  
3 Health and Safety Code;

4 (12) a regional or local health care program operated  
5 under Section 75.104, Health and Safety Code; and

6 (13) a self-funded health benefit plan sponsored by a  
7 professional employer organization under Chapter 91, Labor Code.

8 Sec. 1372.002. COVERAGE REQUIRED. A health benefit plan  
9 that provides coverage for hysterectomy or myomectomy must provide  
10 coverage for laparoscopic removal of uterine fibroids, including  
11 intraoperative ultrasound guidance and monitoring and  
12 radiofrequency ablation.

13 SECTION 2. Chapter 1372, Insurance Code, as added by this  
14 Act, applies only to a health benefit plan that is delivered, issued  
15 for delivery, or renewed on or after January 1, 2024. A health  
16 benefit plan delivered, issued for delivery, or renewed before  
17 January 1, 2024, is governed by the law as it existed immediately  
18 before the effective date of this Act, and that law is continued in  
19 effect for that purpose.

20 SECTION 3. This Act takes effect September 1, 2023.