

SB 66 -- Redline

Printer's No. 0926 to Printer's No. 0038 -- An Act providing for health insurance coverage requirements for stage four, advanced metastatic cancer.

Deletions ~~struck~~ · Insertions underlined

~~PRIOR~~ PRINTER'S NO.

38 ~~PRINTER'S~~ THE NO. GENERAL ASSEMBLY OF PENNSYLVANIA SENATE BILL Session of No.

~~026 THE GENERAL ASSEMBLY OF PENNSYLVANIA SENATE BILL Session of No.~~

WARD, PHILLIPS-HILL, COSTA, HUTCHINSON, COLLETT, TARTAGLIONE, SCHWANK, DINNIMAN, SANTARSIERO, SANTARSIERO
~~LAUGHLIN, REGAN, BREWSTER AND KILLION, LAUGHLIN,~~ JANUARY 14, 2019 ~~SENATOR~~ REFERRED SCAVELLO, TO BANKING AND
INSURANCE, AS JANUARY AMENDED, 14, JUNE 10, 2019 AN ACT Providing Profour, for advanced health metastatic
insurance cancer age coverage requirements for stage four, The advanced General metastatic Assembly
cancer of the Commonwealth of Pennsylvania hereby enacts as follows:

~~The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:~~

"Enrollee." A policyholder, subscriber, covered person or other individual who is entitled to receive health care services under a health insurance ~~plan~~ plan. ~~POLICY.~~

~~Health insurance carrier.~~ "Health insurance carrier." An entity that offers or issues a health insurance plan ~~POLICY~~ and is subject to any of the ~~following~~:

(1) The act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of ~~1921, INCLUDING SECTION 630 AND~~ ~~ARTICLE XXIV OF THE INSURANCE COMPANY LAW OF~~ 1921.

"Health insurance ~~plan~~ plan." ~~POLICY.~~ A policy, contract, ~~certificate~~ or agreement offered or issued, issued ISSUED OR RENEWED by ~~a~~ health insurance carrier to provide for the costs of ~~COVERAGE~~ ~~FOR~~ health care services.

(12) "Stage HOSPITAL four, INDEMNITY, advanced metastatic cancer." Cancer that has spread from the primary or original site of the cancer to nearby tissues, lymph nodes or other areas or parts of the body.

~~(13) MEDICARE SUPPLEMENT.~~

~~"Stage four, advanced metastatic cancer." Cancer that has spread from the primary or original site of the cancer to nearby~~ ~~20190SB0066PN0026 - 2 -~~ ~~tissues, lymph nodes or other areas or parts of the body.~~

A health insurance carrier or health insurance plan ~~POLICY~~ ~~that~~, directly or indirectly, covers the treatment of stage four, advanced metastatic cancer shall ~~MAY~~ not require an ~~enrollee~~ to 20190SB0066PN0038 - 2 - first fail to successfully respond to a different drug, or prove a history of failure in use of a different drug, before providing coverage for a COVERED drug: drug TO WHICH BOTH OF ~~THE FOLLOWING APPLY:~~

(1) ~~THE DRUG IS~~ approved by the United States Food and ~~Drug Administration;~~

and (2) the use of which is consistent ~~THE DRUG IS~~ ~~CONSISTENT WITH ITS FDA-APPROVED INDICATION AND~~ with the best ~~CLINICAL~~ practices for the treatment of stage four, advanced ~~metastatic~~ cancer.

This act shall apply to insurance plans issued, delivered or ~~renewed~~ on or after the effective date of this section.

AS Section ~~5.~~ FOLLOWS:

~~(1) FOR A HEALTH INSURANCE POLICY FOR WHICH EITHER RATES OR FORMS ARE REQUIRED TO BE FILED WITH THE FEDERAL GOVERNMENT OR THE INSURANCE DEPARTMENT, THIS ACT SHALL APPLY TO ANY POLICY FOR WHICH A RATE OR FORM IS FIRST FILED ON OR AFTER 180 DAYS AFTER THE EFFECTIVE DATE OF THIS ACT.~~

~~(2) FOR A HEALTH INSURANCE POLICY FOR WHICH NEITHER RATES NOR FORMS ARE REQUIRED TO BE FILED WITH THE FEDERAL GOVERNMENT OR THE INSURANCE DEPARTMENT, THIS ACT SHALL APPLY TO ANY POLICY ISSUED OR RENEWED ON OR AFTER 180 DAYS AFTER THE EFFECTIVE DATE OF THIS ACT.~~

~~20190SB0066PN0026 - 3 -~~ Section 5.

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