

I Mina'Trentai Kuåttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
227-34 (COR) As amended on the Floor.	Louise B. Muña Telena C. Nelson Therese M. Terlaje Mary Camacho Torres Régine Biscoe Lee	AN ACT TO ADD A NEW § 181003 TO ARTICLE 10, CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED AND TO REPEAL SUBSECTION (e) OF § 4301, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO BREAST CANCER SCREENING COVERAGE IN HEALTH INSURANCE/BENEFIT PLANS SOLD ON GUAM AND BY MEDICAID AND THE MEDICALLY INDIGENT PROGRAM (MIP).	1/9/18 12:30 p.m.	1/18/18 11:01 a.m.	Committee on Appropriations and Adjudication	4/12/18 8:30 a.m.	4/20/18 10:48 a.m.	Fiscal Note Request 1/18/18	
				1/18/18 4:17 p.m.	Re-referred : Committee on Health, Tourism, Military Affairs and Senior Citizens			Fiscal Note Waiver 2/05/18	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW	DATE SIGNED	NOTES	
5/21/18	AN ACT TO ADD A NEW § 181003 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED; AND TO REPEAL SUBSECTION (e) OF § 4301, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING BREAST CANCER SCREENING COVERAGE IN HEALTH INSURANCE BENEFIT PLANS SOLD ON GUAM, AND BY MEDICAID AND THE MEDICALLY INDIGENT PROGRAM (MIP).	5/23/18	5/24/2018 4:30 p.m.	6/5/18	34-109	6/5/18	Received: 6/6/18 Mess and Comm. Doc. No. 34GL-18-1963.		



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

JUN 05 2018

Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kudttro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

GLA 34-18-1963
Speaker Benjamin J.F. Cruz

JUN 06 2018

Time: 9:24 AM PM File No. _____
Received By: [Signature]

Dear Mr. Speaker:

Transmitted herewith is Bill No. 227-34 (COR), "AN ACT TO ADD A NEW § 181003 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED; AND TO REPEAL SUBSECTION (e) OF § 4301, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING BREAST CANCER SCREENING COVERAGE IN HEALTH INSURANCE BENEFIT PLANS SOLD ON GUAM, AND BY MEDICAID AND THE MEDICALLY INDIGENT PROGRAM (MIP)," which was signed on June 5, 2018, as Public Law 34-109.

Senseramente,

RAY TENORIO

I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam


2018 JUN -6 AM 10:01 MF




I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LÁHEN GUÁHAN


This is to certify that **Bill No. 227-34 (COR)**, “AN ACT TO **ADD A NEW § 181003 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED; AND TO REPEAL SUBSECTION (e) OF § 4301, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING BREAST CANCER SCREENING COVERAGE IN HEALTH INSURANCE BENEFIT PLANS SOLD ON GUAM, AND BY MEDICAID AND THE MEDICALLY INDIGENT PROGRAM (MIP)**,” was on the 23rd day of May 2018, duly and regularly passed.



Benjamin J.F. Cruz
Speaker

Attested:


Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'láhen Guáhan* this 24 day of May 2018,
at 4:30 o'clock P.M.


Assistant Staff Officer
Maga'láhi's Office

APPROVED:

RAYMOND S. TENORIO
Acting Governor of Guam

Date: JUN 05 2018

Public Law No. 34-109

I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Bill No. 227-34 (COR)

As amended on the Floor.

Introduced by:

Louise B. Muña
Telena Cruz Nelson
Therese M. Terlaje
Mary Camacho Torres
Régine Biscoe Lee
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
B. J.F. Cruz
James V. Espaldon
Fernando Barcinas Esteves
Tommy Morrison
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas

AN ACT TO ADD A NEW § 181003 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED; AND TO REPEAL SUBSECTION (e) OF § 4301, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING BREAST CANCER SCREENING COVERAGE IN HEALTH INSURANCE BENEFIT PLANS SOLD ON GUAM, AND BY MEDICAID AND THE MEDICALLY INDIGENT PROGRAM (MIP).

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 breast cancer is the most common non-skin cancer in women, and the second leading
4 cause of cancer death of women in the United States (lung cancer is the leading cause

1 of cancer death for both sexes). Every woman is at risk, and this risk increases with
2 age. Breast cancer usually can be treated successfully if it is detected early.

3 *I Liheslatura* further finds that Public Law 21-33, which was signed into law on
4 May 17, 1991, required health insurance companies who provide coverage for
5 Government of Guam employees and retirees to cover mammograms for women on
6 the following schedule: one (1) base-line mammogram at age thirty-five (35), and
7 annual mammograms beginning at age forty (40). This benefit is subject to co-
8 payments or deductibles depending on the plan the employee opted for.

9 *I Liheslatura* further finds that the breast cancer screening recommendations for
10 the Affordable Care Act compliant policies are based on the United States Preventive
11 Services Task Force (USPSTF) recommendations, which are that Grade B begins
12 biennial screening at age fifty (50), and Grade C begins screening at ages younger than
13 fifty (50). These screenings are free from co-payments or deductibles.

14 *I Liheslatura* further finds that the breast cancer screening recommendation of
15 the American Cancer Society is annual mammograms for women ages forty-five (45)
16 to fifty-five (55), and biennial mammograms at age fifty-six (56) and older.

17 *I Liheslatura* further finds that the breast cancer screening for Medicare patients
18 is for women forty (40) years of age and older, and are eligible for a screening
19 mammogram every twelve (12) months. Medicare covers screening mammograms and
20 digital technologies to check for breast cancer before a patient or a doctor may be able
21 to find it manually. Medicare also covers one (1) baseline mammogram for women
22 between the ages of thirty-five (35) to thirty-nine (39).

23 *I Liheslatura* further finds that the screening recommendation of the National
24 Comprehensive Cancer Network (NCCN) recommends that men at higher risk for
25 breast cancer, starting at age forty (40): (1) have a clinical breast exam every year; (2)
26 learn how to do breast self-exam; and (3) have mammography screening. Men at higher
27 risk (those with a relative, within one [1] degree of consanguinity, who were diagnosed

1 with breast cancer under the age of forty [40], or with a BRCA1 or BRCA2 [breast
2 cancer 1 or 2] gene mutation) for breast cancer should also be aware of the warning
3 signs of and screen for breast cancer.

4 Therefore, it is the intent of *I Liheslatura* to expand the Government of Guam
5 mammogram coverage mandates to all health insurance policies sold on Guam, but to
6 include the recommendations for Medicare, the American Cancer Society, and the
7 USPSTF for screenings that are free of co-payments and deductibles. It is also the intent
8 of *I Liheslatura* to extend mammogram coverage to men who are at higher risks for
9 breast cancer.

10 **Section 2.** A new § 181003 is *added* to Article 10 of Chapter 18, Title 22,
11 Guam Code Annotated, to read as follows:

12 **“§ 181003. Breast Cancer Screening Benefit in Every Health**
13 **Insurance Policy.**

14 (a) Every policy of health insurance issued or renewed to a resident of
15 Guam on or after January 1, 2019, except a policy that provides coverage only
16 for specified and limited benefits, *shall* provide coverage for screening by low-
17 dose mammography for occult breast cancer as follows:

18 (1) for women thirty-five (35) to thirty-nine (39) years of age,
19 one (1) baseline mammogram;

20 (2) for women forty (40) years of age and older, an annual
21 mammogram; and

22 (3) for a woman of any age, and for men beginning at age forty
23 (40) who have a first-degree consanguineous relative that was diagnosed
24 to have developed breast cancer at forty (40) years of age or younger,
25 mammogram screening may be performed as recommended by the
26 patient’s physician, but not more than once annually.

1 The services provided in this Section are *not* subject to any coinsurance
2 or deductible provisions which may be in force in such policies, contracts, plans
3 or agreements for routine x-ray examinations.

4 (b) The term, “low-dose mammography” means the x-ray examination
5 of the breast using equipment dedicated specifically for mammography,
6 including, but not limited to, the x-ray tube, filter, compression device, screens,
7 films, and cassettes, with an average radiation exposure delivery of less than one
8 (1) rad mid-breast, with two (2) views for each breast, or digital breast
9 tomosynthesis (DBT), or full-field digital mammography (FFDM). Digital
10 breast tomosynthesis (DBT) is a form of breast imaging, or mammography, that
11 uses a low-dose x-ray system and computer reconstructions to create three-
12 dimensional images of the breasts. Full-field digital mammography (FFDM) is
13 a mammography system in which the x-ray film is replaced by electronics that
14 convert x-rays into mammographic pictures of the breast.

15 (c) To the extent permitted by federal law, rules, and regulations, the
16 provisions of this Section, *supra*, shall apply to persons covered by Medicaid
17 without the requirement for precertification. The provisions of this Section,
18 *supra*, shall also apply to persons covered by the Medically Indigent Program
19 (MIP) without the requirement for precertification.”

20 **Section 3.** Subsection (e) of § 4301, Article 3, Chapter 4, Title 4, Guam Code
21 Annotated, is *repealed*.