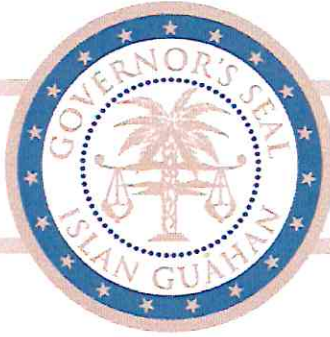


I Mina'trentai Singko Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
165-35 (COR) As amended on the Floor	Louise B. Muña Jose "Pedo" Terlaje William M. Castro Telo T. Taitague Joe S. San Agustin	AN ACT TO ADD A NEW § 181005 TO ARTICLE 10, CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO RETAINING THE UNITED STATES PREVENTIVE SERVICES TASKFORCE SCREENING RECOMMENDATIONS FOR DIABETES OF THE AFFORDABLE CARE ACT IN GUAM'S HEALTH INSURANCE LAW.	6/14/19 10:28 a.m.	8/1/19	Committee on Health, Tourism, Historic Preservation, Land, and Justice	6/29/20 9:00 a.m.	10/14/20 5:58 p.m.	8/7/19	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
	10/12/20	AN ACT TO ADD A NEW § 181004 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO RETAINING THE U.S. PREVENTIVE SERVICES TASK FORCE SCREENING RECOMMENDATIONS FOR DIABETES OF THE AFFORDABLE CARE ACT IN GUAM'S HEALTH INSURANCE LAW.	10/19/20	10/19/20	10/30/20	35-104	10/29/20	Received: 10/30/20 Mess and Comm. Doc. No. 35GL-20-2391.	



LOURDES A. LEON GUERRERO
MAGA'HĀGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LĀHI • LIEUTENANT GOVERNOR

October 29, 2020

HONORABLE TINA ROSE MUÑA BARNES

Speaker

I Mina'trentai Singko Na Liheslaturan Guåhan

35th Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

35GL-20-2391

Speaker Tina Rose Muña Barnes

OCT 30 2020

Time 6:41 (AM) (PM) ✓

Received By: *[Signature]*

Re: Bill No. 165-35 (COR) - An Act to Add a New § 181004 to Article 10 of Chapter 18, Title 22, Guam Code Annotated, Relative to Retaining the U.S. Preventive Services Task Force Screening Recommendations for Diabetes of the Affordable Care Act in Guam's Health Insurance Law

Dear Madame Speaker:

Diabetes affects our island in countless, untold ways. We all know and love someone afflicted with this disease, and most of us are at an increased risk for contracting it ourselves. Early screening and detection are essential to our efforts to prevent diabetes in our community. Bill No. 165-35, now known as *Public Law No. 35-104* will ensure that diabetes screenings will not be subject to deductibles or copayments. I join in the Legislature's hope that this small change will have a lasting impact on our island's health for generations to come.

Senseramente,

LOURDES A. LEON GUERRERO

I Maga'hāgan Guåhan

Governor of Guam

Enclosure: Bill No. 165-35 (COR) *nka P.L. 35-104*

cc via email: *Sigundo Maga'lāhen Guåhan*
Compiler of Laws

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2020 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÅGAN GUÅHAN*

This is to certify that **Bill No. 165-35 (COR)**, “AN ACT TO *ADD* A NEW § 181004 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO RETAINING THE *U.S. PREVENTIVE SERVICES TASK FORCE* SCREENING RECOMMENDATIONS FOR DIABETES OF THE *AFFORDABLE CARE ACT* IN GUAM’S HEALTH INSURANCE LAW,” was on the 19th day of October 2020, duly and regularly passed.



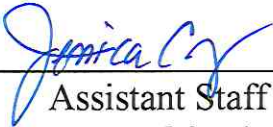
Tina Rose Muña Barnes
Speaker

Attested:




Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 19th day of October,
2020, at 5:33 o'clock P.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 10/29/2020

Public Law No. 35-104

2020-11983
Jessica Cruz
RECEIVED
OCT 29 2020

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 165-35 (COR)

As amended on the Floor.

Introduced by:

Louise B. Muña
Jose "Pedo" Terlaje
William M. Castro
Telo T. Taitague
Joe S. San Agustin
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
James C. Moylan
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Amanda L. Shelton
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *ADD* A NEW § 181004 TO ARTICLE 10 OF CHAPTER 18, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO RETAINING THE *U.S. PREVENTIVE SERVICES TASK FORCE* SCREENING RECOMMENDATIONS FOR DIABETES OF THE *AFFORDABLE CARE ACT* IN GUAM'S HEALTH INSURANCE LAW.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that diabetes is a condition that affects most families on Guam. The *U.S. Preventive*
4 *Services Task Force* (USPSTF) recognizes that diabetes is a major risk factor for

1 heart disease, certain cancers, chronic kidney/end stage renal disease, high blood
2 pressure, blindness, and uncontrollable infections. The *American Cancer Society*
3 (ACS) found that diabetes doubles the risk of liver, pancreas, and endometrial
4 cancer. It increases the risk of colorectal, breast, and bladder cancer by twenty
5 percent (20%) to fifty percent (50%), but it cuts men’s risk of prostate cancer. An
6 ACS panel on diabetes is divided on the effectiveness of any diabetes treatment to
7 lower these cancer risk factors once a person has acquired the disease. Therefore,
8 the best means to lower the risk of these cancers is to prevent diabetes altogether.

9 *I Liheslaturan Guâhan* further finds that advanced screening, counseling on
10 diet and exercise, and relatively affordable medications can prevent individuals at
11 risk for diabetes from contracting the disease and reverse diabetes in those in the
12 early stages of the disease.

13 *I Liheslaturan Guâhan* further finds that the *USPSTF* guidelines for diabetes
14 screening that are part of the *Preventive Services and Essential Benefits* guidelines
15 for the Patient Protection and Affordable Care Act are adequate to ensure that
16 patients are able to prevent diabetes. The *USPSTF* recommendations are as follows:

17 “This recommendation applies to adults aged 40 to 70 years who are
18 seen in primary care settings and do not have obvious symptoms of diabetes.
19 Persons who have a family history of diabetes, have a history of gestational
20 diabetes or polycystic ovarian syndrome, or are members of certain
21 racial/ethnic groups (that is, African Americans, American Indians or Alaskan
22 Natives, Asian Americans, Hispanics or Latinos, or Native Hawaiians or
23 Pacific Islanders) may be at increased risk for diabetes at a younger age or at
24 a lower body mass index. Clinicians should consider screening earlier in
25 persons with one (1) or more of these characteristics.”

1 Therefore, it is the intent of *I Liheslaturan Guåhan* to retain the *USPSTF*'s
2 diabetes screening recommendations and keep this screening free from co-payments
3 and deductibles.

4 **Section 2.** A new § 181004 is *added* to Article 10 of Chapter 18, Title 22
5 Guam Code Annotated, to read as follows:

6 “**§ 181004. Diabetes Screening Coverage in Health Insurance Policies.**

7 (a) This screening recommendation applies to adults aged forty (40)
8 to seventy (70) years who are obese or overweight. Persons who have a family
9 history of diabetes, have a history of gestational diabetes or polycystic ovarian
10 syndrome, or are members of certain racial/ethnic groups (that is, African
11 Americans, American Indians or Alaskan Natives, Asian Americans,
12 Hispanics or Latinos, or Native Hawaiians or Pacific Islanders) may be at an
13 increased risk for diabetes at a younger age or at a lower body mass index,
14 and clinicians should consider screening earlier in persons with one (1) or
15 more of these characteristics.

16 (b) The Director of the Department of Public Health and Social
17 Services may adjust the screening recommendations in Subsection (a) of this
18 Section in the event that the *U.S. Preventive Services Task Force* adopts new
19 recommendations.

20 (c) Every policy of health insurance issued or renewed to a resident
21 of Guam on or after January 1, 2021 and the Medically Indigent Program shall
22 cover diabetes screening as defined in Subsection (a) of this Section.
23 Coverage under this Section shall not be subject to a deductible or coinsurance
24 for services.”