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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3088

02/11/2020 Authored by Tabke, Dehn and Bahner The bill was read for the first time and referred to the Committee on Commerce

1.1 A bill for an act
1.2 relating to health; insurance; requiring diagnostic or supplemental magnetic
1.3 resonance imaging and ultrasonic scanning to be covered as a preventive service
1.4 for those at risk of breast cancer; amending Minnesota Statutes 2019 Supplement,
1.5 section 62A.30, subdivision 4.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2019 Supplement, section 62A.30, subdivision 4, is amended
1.8 to read:

1.9 Subd. 4. Mammograms. (a) ~~For purposes of subdivision 2,~~ Coverage for a preventive
1.10 mammogram screening under subdivision 2 includes the following services for enrollees
1.11 at risk for breast cancer: (1) includes digital breast tomosynthesis for enrollees at risk for
1.12 breast cancer, and (2) is covered as a preventive item or service, as described under section
1.13 62Q.46; and (2) diagnostic or supplemental magnetic resonance imaging or, if imaging is
1.14 not possible, ultrasonic scanning.

1.15 (b) For purposes of this subdivision, "digital breast tomosynthesis" means a radiologic
1.16 procedure that involves the acquisition of projection images over the stationary breast to
1.17 produce cross-sectional digital three-dimensional images of the breast. "At risk for breast
1.18 cancer" means:

1.19 (1) having a family history with one or more first- or second-degree relatives with breast
1.20 cancer;

1.21 (2) testing positive for BRCA1 or BRCA2 mutations;

1.22 (3) having heterogeneously dense breasts or extremely dense breasts based on the Breast
1.23 Imaging Reporting and Data System established by the American College of Radiology; or

2.1 (4) having a previous diagnosis of breast cancer.

2.2 (c) This subdivision does not apply to coverage provided through a public health care
2.3 program under chapter 256B or 256L.

2.4 ~~(d) Nothing in this subdivision limits the coverage of digital breast tomosynthesis in a~~
2.5 ~~policy, plan, certificate, or contract referred to in subdivision 1 that is in effect prior to~~
2.6 ~~January 1, 2020.~~

2.7 (d) The services described in paragraph (a) are preventive items or services as described
2.8 in section 62Q.46.

2.9 (e) Nothing in this subdivision prohibits a policy, plan, certificate, or contract referred
2.10 to in subdivision 1 from covering digital breast tomosynthesis, diagnostic or supplemental
2.11 magnetic resonance imaging or ultrasonic scanning for an enrollee who is not at risk for
2.12 breast cancer.

2.13 **EFFECTIVE DATE.** This section is effective January 1, 2021, and applies to health
2.14 plans offered, issued, or renewed on or after that date.