

As Introduced

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H. B. No. 56

Representative Miller

Cosponsors: Representatives Williams, S., Pillich, Ujvagi, Fende, Okey,
Yuko, Boyd, Chandler, Dyer, Koziura, Hall, Winburn, DeBose, Letson

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A BILL

To amend section 1739.05 and to enact sections 1
1751.69, 3923.651, and 5111.017 of the Revised 2
Code to require certain health care plans to 3
provide benefits for colorectal examinations and 4
laboratory tests for cancer. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 1739.05 be amended and sections 6
1751.69, 3923.651, and 5111.017 of the Revised Code be enacted to 7
read as follows: 8

Sec. 1739.05. (A) A multiple employer welfare arrangement 9
that is created pursuant to sections 1739.01 to 1739.22 of the 10
Revised Code and that operates a group self-insurance program may 11
be established only if any of the following applies: 12

(1) The arrangement has and maintains a minimum enrollment of 13
three hundred employees of two or more employers. 14

(2) The arrangement has and maintains a minimum enrollment of 15
three hundred self-employed individuals. 16

(3) The arrangement has and maintains a minimum enrollment of 17

three hundred employees or self-employed individuals in any 18
combination of divisions (A)(1) and (2) of this section. 19

(B) A multiple employer welfare arrangement that is created 20
pursuant to sections 1739.01 to 1739.22 of the Revised Code and 21
that operates a group self-insurance program shall comply with all 22
laws applicable to self-funded programs in this state, including 23
sections 3901.04, 3901.041, 3901.19 to 3901.26, 3901.38, 3901.381 24
to 3901.3814, 3901.40, 3901.45, 3901.46, 3902.01 to 3902.14, 25
3923.282, 3923.30, 3923.301, 3923.38, 3923.581, 3923.63, 3923.651, 26
3923.80, 3924.031, 3924.032, and 3924.27 of the Revised Code. 27

(C) A multiple employer welfare arrangement created pursuant 28
to sections 1739.01 to 1739.22 of the Revised Code shall solicit 29
enrollments only through agents or solicitors licensed pursuant to 30
Chapter 3905. of the Revised Code to sell or solicit sickness and 31
accident insurance. 32

(D) A multiple employer welfare arrangement created pursuant 33
to sections 1739.01 to 1739.22 of the Revised Code shall provide 34
benefits only to individuals who are members, employees of 35
members, or the dependents of members or employees, or are 36
eligible for continuation of coverage under section 1751.53 or 37
3923.38 of the Revised Code or under Title X of the "Consolidated 38
Omnibus Budget Reconciliation Act of 1985," 100 Stat. 227, 29 39
U.S.C.A. 1161, as amended. 40

Sec. 1751.69. (A) Notwithstanding section 3901.71 of the 41
Revised Code, each individual or group health insuring corporation 42
policy, contract, or agreement providing basic health care 43
services that is delivered, issued for delivery, or renewed in 44
this state shall provide benefits for the expenses of colorectal 45
cancer examinations and laboratory tests for colorectal cancer for 46
any symptomatic individual and any nonsymptomatic individual who 47
is either of the following: 48

(1) Fifty years of age or older; 49

(2) Less than fifty years of age and at high risk for 50
colorectal cancer according to the most recently published 51
colorectal cancer screening guidelines of the American cancer 52
society. 53

(B) The benefits provided under division (A) of this section 54
shall be provided for examinations and laboratory tests that are 55
performed in accordance with the most recently published 56
colorectal cancer screening guidelines of the American cancer 57
society. 58

(C) The benefits provided under division (A) of this section 59
shall be subject to the same terms and conditions, including 60
copayment charges, that apply to similar benefits provided under 61
the policy, contract, or agreement. 62

Sec. 3923.651. (A) Notwithstanding section 3901.71 of the 63
Revised Code, each individual or group policy of sickness and 64
accident insurance that is delivered, issued for delivery, or 65
renewed in this state and each public employee benefit plan that 66
is established or modified in this state shall provide benefits 67
for the expenses of colorectal cancer examinations and laboratory 68
tests for colorectal cancer for any symptomatic individual and any 69
nonsymptomatic individual who is either of the following: 70

(1) Fifty years of age or older; 71

(2) Less than fifty years of age and at high risk for 72
colorectal cancer according to the most recently published 73
colorectal cancer screening guidelines of the American cancer 74
society. 75

(B) The benefits provided under division (A) of this section 76
shall be provided for examinations and laboratory tests that are 77
performed in accordance with the most recently published 78

colorectal cancer screening guidelines of the American cancer society. 79
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(C) The benefits provided under division (A) of this section shall be subject to the same terms and conditions, including copayments and deductibles, that apply to similar benefits provided under the policy or plan. 81
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(D) This section does not apply to any policy that provides coverage for specific diseases or accidents only, or to any hospital indemnity, medicare supplement, medicare, tricare, long-term care, disability income, one-time limited duration policy of not longer than six months, or other policy that offers only supplemental benefits. 85
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Sec. 5111.017. (A) The provision of medical assistance under this chapter shall include coverage of colorectal cancer examinations and laboratory tests for cancer for any nonsymptomatic individual who is either of the following: 91
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(1) Fifty years of age or older; 95

(2) Less than fifty years of age and at high risk for colorectal cancer according to the most recently published colorectal cancer screening guidelines of the American cancer society. 96
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(B) The coverage provided under division (A) of this section shall be provided for examinations and laboratory tests that are performed in accordance with the most recently published cancer screening guidelines of the American cancer society. 100
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Section 2. That existing section 1739.05 of the Revised Code is hereby repealed. 104
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