

As Introduced

**128th General Assembly
Regular Session
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S. B. No. 64

Senator Coughlin

Cosponsors: Senators Fedor, Miller, D., Morano, Sawyer, Turner

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A B I L L

To enact sections 1751.69, 3923.651, and 5111.0210 of 1
the Revised Code to require certain health care 2
policies, contracts, agreements, and plans, as 3
well as the state's Medicaid program, to provide 4
benefits for colorectal examinations and 5
laboratory tests for cancer. 6

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

Section 1. That sections 1751.69, 3923.651, and 5111.0210 of 7
the Revised Code be enacted to read as follows: 8

Sec. 1751.69. (A) Notwithstanding section 3901.71 of the 9
Revised Code, each individual or group health insuring corporation 10
policy, contract, or agreement providing basic health care 11
services that is delivered, issued for delivery, or renewed in 12
this state shall provide benefits for the expenses of colorectal 13
cancer examinations and laboratory tests for colorectal cancer for 14
any nonsymptomatic individual who is either of the following: 15

(1) Fifty years of age or older; 16

(2) Less than fifty years of age and at high risk for 17
colorectal cancer due to one of the following: 18

(a) A personal history of colorectal cancer or adenomatous 19

<u>polyps;</u>	20
<u>(b) A personal history of chronic inflammatory bowel disease,</u>	21
<u>such as Crohn's disease or ulcerative colitis;</u>	22
<u>(c) A family history of colorectal cancer or polyps,</u>	23
<u>determined by cancer or polyps in a first degree relative less</u>	24
<u>than sixty years of age or two or more first degree relatives of</u>	25
<u>any age;</u>	26
<u>(d) A known family history of hereditary colorectal cancer</u>	27
<u>syndromes such as familial adenomatous polyposis or hereditary</u>	28
<u>nonpolyposis colon cancer.</u>	29
<u>(B) The benefits provided under division (A) of this section</u>	30
<u>shall include coverage of all of the following:</u>	31
<u>(1) Flexible sigmoidoscopy every five years;</u>	32
<u>(2) Colonoscopy every ten years;</u>	33
<u>(3) Double contrast barium enema every five years;</u>	34
<u>(4) CT colonography every five years;</u>	35
<u>(5) A stool DNA test with high sensitivity for cancer every</u>	36
<u>five years or one of the following screening tests annually:</u>	37
<u>(a) Guaiac-based fecal occult blood test with high test</u>	38
<u>sensitivity for cancer;</u>	39
<u>(b) Fecal immunochemical test with high test sensitivity for</u>	40
<u>cancer;</u>	41
<u>(c) Any combination of the most reliable, medically</u>	42
<u>recognized screening tests available.</u>	43
<u>(C) The benefits provided under division (A) of this section</u>	44
<u>shall be subject to all terms, conditions, restrictions,</u>	45
<u>exclusions, and limitations that apply to any other coverage under</u>	46
<u>the policy, contract, or agreement for services performed by</u>	47
<u>participating and nonparticipating providers. Nothing in this</u>	48

section shall be construed as requiring reimbursement to a 49
provider or facility providing the examination or test that does 50
not have a health care contract with the health insuring 51
corporation, or as prohibiting a health insuring corporation that 52
does not have a health care contract with the provider or facility 53
providing the examination or test from negotiating a single case 54
or other agreement for coverage. 55

Sec. 3923.651. (A) Notwithstanding section 3901.71 of the 56
Revised Code, each policy of individual or group sickness and 57
accident insurance that is delivered, issued for delivery, or 58
renewed in this state and each public employee benefit plan that 59
is established or modified in this state shall provide benefits 60
for the expenses of colorectal cancer examinations and laboratory 61
tests for colorectal cancer for any nonsymptomatic individual who 62
is either of the following: 63

(1) Fifty years of age or older; 64

(2) Less than fifty years of age and at high risk for 65
colorectal cancer due to one of the following: 66

(a) A personal history of colorectal cancer or adenomatous 67
polyps; 68

(b) A personal history of chronic inflammatory bowel disease, 69
such as Crohn's disease or ulcerative colitis; 70

(c) A family history of colorectal cancer or polyps, 71
determined by cancer or polyps in a first degree relative less 72
than sixty years of age or two or more first degree relatives of 73
any age; 74

(d) A known family history of hereditary colorectal cancer 75
syndromes such as familial adenomatous polyposis or hereditary 76
nonpolyposis colon cancer. 77

(B) The benefits provided under division (A) of this section 78

<u>shall include coverage of all of the following:</u>	79
<u>(1) Flexible sigmoidoscopy every five years;</u>	80
<u>(2) Colonoscopy every ten years;</u>	81
<u>(3) Double contrast barium enema every five years;</u>	82
<u>(4) CT colonography every five years;</u>	83
<u>(5) A stool DNA test with high sensitivity for cancer every</u>	84
<u>five years or one of the following screening tests annually:</u>	85
<u>(a) Guaiac-based fecal occult blood test with high test</u>	86
<u>sensitivity for cancer;</u>	87
<u>(b) Fecal immunochemical test with high test sensitivity for</u>	88
<u>cancer;</u>	89
<u>(c) Any combination of the most reliable, medically</u>	90
<u>recognized screening tests available.</u>	91
<u>(C) The benefits provided under division (A) of this section</u>	92
<u>shall be subject to all terms, conditions, restrictions,</u>	93
<u>exclusions, and limitations that apply to any other coverage under</u>	94
<u>the policy or plan for services performed by participating and</u>	95
<u>nonparticipating providers. Nothing in this section shall be</u>	96
<u>construed as requiring reimbursement to a provider or facility</u>	97
<u>providing the examination or test that does not have a health care</u>	98
<u>contract with the entity issuing the policy or plan, or as</u>	99
<u>prohibiting the entity issuing a policy or plan that does not have</u>	100
<u>a health care contract with the provider or facility providing the</u>	101
<u>examination or test from negotiating a single case or other</u>	102
<u>agreement for coverage.</u>	103
<u>(D) This section does not apply to any policy that provides</u>	104
<u>coverage for specific diseases or accidents only, or to any</u>	105
<u>hospital indemnity, medicare supplement, or other policy that</u>	106
<u>offers only supplemental benefits.</u>	107

<u>Sec. 5111.0210. (A) The medicaid program shall cover</u>	108
<u>colorectal cancer examinations and laboratory tests for colorectal</u>	109
<u>cancer for any nonsymptomatic medicaid recipient who is either of</u>	110
<u>the following:</u>	111
<u>(1) Fifty years of age or older;</u>	112
<u>(2) Less than fifty years of age and at high risk for</u>	113
<u>colorectal cancer due to one of the following:</u>	114
<u>(a) A personal history of colorectal cancer or adenomatous</u>	115
<u>polyps;</u>	116
<u>(b) A personal history of chronic inflammatory bowel disease,</u>	117
<u>such as Crohn's disease or ulcerative colitis;</u>	118
<u>(c) A family history of colorectal cancer or polyps,</u>	119
<u>determined by cancer or polyps in a first degree relative less</u>	120
<u>than sixty years of age or in two or more first degree relatives</u>	121
<u>of any age;</u>	122
<u>(d) A known family history of hereditary colorectal cancer</u>	123
<u>syndromes such as familial adenomatous polyposis or hereditary</u>	124
<u>nonpolyposis colon cancer.</u>	125
<u>(B) The coverage provided under division (A) of this section</u>	126
<u>shall include coverage of all of the following:</u>	127
<u>(1) Flexible sigmoidoscopy every five years;</u>	128
<u>(2) Colonoscopy every ten years;</u>	129
<u>(3) Double contrast barium enema every five years;</u>	130
<u>(4) CT colonography every five years;</u>	131
<u>(5) A stool DNA test with high sensitivity for cancer every</u>	132
<u>five years or one of the following screening tests annually:</u>	133
<u>(a) Guaiac-based fecal occult blood test with high test</u>	134
<u>sensitivity for cancer;</u>	135

<u>(b) Fecal immunochemical test with high test sensitivity for</u>	136
<u>cancer;</u>	137
<u>(c) Any combination of the most reliable, medically</u>	138
<u>recognized screening tests available.</u>	139