

Senate Bill 98

By: Senators Thompson of the 33<sup>rd</sup>, Tate of the 38<sup>th</sup> and Thomas of the 2<sup>nd</sup>

**AS PASSED SENATE**

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated,  
2 relating to general provisions regarding insurance generally, so as to require health benefit  
3 policy coverage for surveillance tests for women at risk for ovarian cancer; to repeal  
4 conflicting laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to  
8 general provisions regarding insurance generally, is amended by adding after Code Section  
9 33-24-56.1 a new Code section to read as follows:

10 "33-24-56.2

11 (a) As used in this Code section, the term:

12 (1) 'At risk for ovarian cancer' means :

13 (A) Having a family history:

14 (i) With one or more first or second-degree relatives with ovarian cancer;

15 (ii) Of clusters of women relatives with breast cancer;

16 (iii) Of nonpolyposis colorectal cancer;or

17 (B) Testing positive for BRCA1 or BRCA2 mutations.

18 (2) 'Health benefit policy' means any individual or group plan, policy, or contract for  
19 health care services issued, delivered, issued for delivery, executed, or renewed in this  
20 state, including but not limited to those contracts executed by the State of Georgia on  
21 behalf of state employees under Article 1 of Chapter 18 of Title 45, by an insurer.

22 (3) 'Insurer' means an accident and sickness insurer, fraternal benefit society, hospital  
23 service corporation, medical service corporation, health care corporation, health  
24 maintenance organization, preferred provider organization, provider sponsored health  
25 care corporation, managed care entity, or any similar entity authorized to issue contracts  
26 under this title or to provide health benefit policies.

- 1 (4) 'Surveillance tests' means annual screening using :
- 2 (A) CA-125 serum tumor marker testing;
- 3 (B) Transvaginal ultrasound; and
- 4 (C) Pelvic examination.
- 5 (b) Every health benefit policy that is delivered, issued, issued for delivery, executed, or
- 6 renewed in this state or approved for issuance or renewal in this state by the Commissioner
- 7 on or after July 1, 2001, shall provide coverage for surveillance tests for women age 35 and
- 8 older at risk for ovarian cancer.
- 9 (c) The benefits provided in this Code section shall be subject to the same annual
- 10 deductibles or coinsurance established for all other covered benefits within a given health
- 11 benefit policy."

12 **SECTION 2.**

13 All laws and parts of laws in conflict with this Act are repealed.