

House Bill 1125 (RULES COMMITTEE SUBSTITUTE)

By: Representatives Kelley of the 16th, Silcox of the 52nd, Cooper of the 43rd, Smith of the 70th, Taylor of the 173rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 1 of Title 31 and Article 1 of Chapter 18 of Title 45 of the
2 Official Code of Georgia Annotated, relating to general provisions relating to health and state
3 employees' health insurance and benefit plans, respectively, so as to provide for information
4 and screening coverage for individuals with a high risk for breast cancer; to define a term;
5 to provide for information to be posted on the internet and distributed to physicians; to
6 provide for coverage under the state health benefit plan for additional screening for
7 individuals at high risk for breast cancer; to provide for related matters; to provide for a short
8 title; to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 This Act shall be known and may be cited as "Lacee's Law."

12 **SECTION 2.**

13 Article 1 of Chapter 1 of Title 31 of the Official Code of Georgia Annotated, relating to
14 general provisions relating to health, is amended by adding a new Code section to read as
15 follows:

16 "31-1-18.

17 (a) As used in this Code section, the term 'individual with a high risk for breast cancer'
18 means an individual:

19 (1) With a lifetime risk of breast cancer of 20 percent or greater as according to a risk
20 assessment tool based primarily on family history, such as but not limited to, the
21 Tyrer-Cuzick Version 8.0b model;

22 (2) With a known BRCA1 or BRCA2 gene mutation based on genetic testing;

23 (3) Who has not had genetic testing, but has a first-degree relative with a BRCA1 or
24 BRCA2 gene mutation;

25 (4) Who has had radiation therapy to the chest between ten and 30 years of age; and

26 (5) Who has Li-Fraumeni syndrome, Cowden syndrome, or Bannayan-Riley-Ruvalcaba
 27 syndrome or has a first-degree relative who has any such syndrome.

28 (b) The department, in consultation with the Georgia Composite Medical Board, shall
 29 identify and compile information on factors and pertinent history to identify individuals
 30 with a high risk for breast cancer. Such information shall be reviewed annually and
 31 updated, if necessary.

32 (c) The information identified and compiled pursuant to subsection (b) of this Code section
 33 shall be posted in a prominent location on the department's website for the purpose of
 34 providing consumers with information on pertinent family history and other factors that
 35 should be provided to an individual's physician to determine whether someone is an
 36 individual with a high risk for breast cancer. Such information shall also be annually
 37 distributed by the Georgia Composite Medical Board to all physicians licensed to practice
 38 medicine in this state."

39 SECTION 3.

40 Article 1 of Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to
 41 state employees' health insurance and benefit plans, is amended by adding a new Code
 42 section to read as follows:

43 "45-18-4.1.

44 (a) As used in this Code section, the term 'individual with a high risk for breast cancer'
 45 means an individual:

46 (1) With a lifetime risk of breast cancer of 20 percent or greater as according to a risk
 47 assessment tool based primarily on family history, such as but not limited to, the
 48 Tyrer-Cuzick Version 8.0b model;

49 (2) With a known BRCA1 or BRCA2 gene mutation based on genetic testing;

50 (3) Who has not had genetic testing, but has a first-degree relative with a BRCA1 or
 51 BRCA2 gene mutation;

52 (4) Who has had radiation therapy to the chest between ten and 30 years of age; and

53 (5) Who has Li-Fraumeni syndrome, Cowden syndrome, or Bannayan-Riley-Ruvalcaba
 54 syndrome or has a first-degree relative who has any such syndrome.

55 (b) The health insurance plan established pursuant to this article shall include coverage for
 56 breast cancer screening for individuals with a high risk for breast cancer who are 30 years
 57 of age or older. Such breast cancer screening coverage shall include:

58 (1) An annual mammogram or digital breast tomosynthesis; and

59 (2) An annual breast magnetic resonance imaging (MRI) scan or appropriate alternative
 60 advanced screening study, such as but not limited to, whole breast ultrasound, if the
 61 individual is unable to undergo such breast magnetic resonance imaging (MRI).

62 (c) The department shall collect nonidentifying data on the number of individuals in the
63 health insurance plan established pursuant to this article who are determined to be
64 individuals with a high risk for breast cancer pursuant to this Code section."

65 **SECTION 4.**

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