

FREE CONFERENCE COMMITTEE REPORT

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The Free Conference Committee on **HB 78** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted:

_____ GA X SCS _____ HCS

For the above-referenced bill, with these amendments (if applicable):

Committee (list by chamber and number): _____;

Floor (list by chamber and number): _____; and

The following Free Conference Committee action:

Beginning on page 2, line 15, and continuing through page 4, line 12, delete Section 2 in its entirety and insert the following in lieu thereof:

"➔Section 2. KRS 304.17-316 is amended to read as follows:

(1) The term "mammogram" shall mean an x-ray examination of the breast using equipment dedicated specifically for mammography, including, but not limited to, the x-ray tube, filter, compression device, screens, film, and cassettes, with two (2) views of each breast and with an average radiation exposure at the current recommended level as set forth in guidelines of the American College of Radiology, and digital mammography including breast tomosynthesis. The term "breast tomosynthesis" means a radiologic procedure that involves the acquisition of projection images over the stationary breast to produce cross-sectional digital three-dimensional images of the breast.

(2) (a) All insurers issuing individual health insurance policies in this Commonwealth that provide coverage on an expense-incurred basis for surgical services for a mastectomy and that are delivered, issued for delivery, amended, or renewed on or after October 15, 1990, shall also provide coverage for low-dose mammography screening for persons who have no sign or symptom of breast cancer and when performed on

1 dedicated equipment which meets the guidelines established by the American College
2 of Radiology and upon self-referral or on referral by a health care practitioner acting
3 within the scope of the practitioner's licensure. The coverage shall make available one
4 (1) screening mammogram to persons age thirty-five (35) through thirty-nine (39);
5 one (1) mammogram every two (2) years for persons ages forty (40) through forty-
6 nine (49); and one (1) mammogram per year for a person fifty (50) years of age and
7 over and may be limited to a benefit of fifty dollars (\$50) per screening mammogram.
8 Any deductibles and coinsurance factors shall be no less favorable than for coverage
9 for physical illness generally.

10 (b) All insurers issuing individual health insurance policies in this Commonwealth that
11 provide coverage on an expense-incurred basis for surgical services for a mastectomy
12 and that are delivered, issued for delivery, amended, or renewed on or after July 14,
13 2000, shall also provide coverage for mammograms, performed on dedicated
14 equipment that meets the guidelines established by the American College of
15 Radiology, for any covered person, regardless of age, who has been diagnosed with
16 breast disease upon referral by a health care practitioner acting within the scope of the
17 practitioner's licensure. The coverage provided under this paragraph shall be subject
18 to the same annual deductibles or coinsurance established for other coverages within
19 the policy.

20 (3) The mammogram shall be performed by a Kentucky State Certified General Certificate
21 Radiographer or an American Registry of Radiologic Technology Registered Radiographer,
22 interpreted by a qualified radiologist, and performed under the direction of a person
23 licensed to practice medicine and certified by the American Board of Radiology. **The**
24 **facility performing the examination and the health care practitioner who ordered it shall**
25 **follow federal laws relating to the notification of mammography exam results and**
26 **maintaining medical records**~~[Two (2) copies of the mammogram report shall be sent to the~~
27 ~~health care practitioner who ordered it, one (1) copy of which shall be given to the patient.~~

1 ~~In case of self-referral, one (1) copy of the mammogram report shall be given to the patient~~
2 ~~upon request. The mammography film shall be retained by the facility performing the~~
3 ~~examination in accordance with guidelines of the American College of Radiology].~~

4 (4) Effective July 15, 1990, any facility in which mammograms are performed for
5 reimbursement under this section, KRS 304.18-098, 304.32-1591, or 304.38-1935 shall
6 meet current criteria of the American College of Radiology Mammography Accreditation
7 Program."; and

8 Amend the title to read as follows: "AN ACT relating to providing breast density
9 information and evidence-based breast cancer screening".

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Senate Members

House Members

Ralph Alvarado
Julie Raque Adams
Dennis Parrett

Jim DuPlessis
Diane St Onge
Robert Benvenuti III
Joni Jenkins

The above-named members, in separate votes by house, all concur in the provisions of this report.

DATE March 30, 2017

For Clerk's Use:
Adopted: _____
Repassage Vote: _____