

2024 Regular Session

SENATE BILL NO. 338

BY SENATORS BOUDREAUX, ABRAHAM, ALLAIN, BARROW, BASS, BOUIE, CARTER, CATHEY, COUSSAN, DUPLESSIS, EDMONDS, FESI, FIELDS, HARRIS, HENRY, HENSGENS, JACKSON-ANDREWS, JENKINS, KLEINPETER, LAMBERT, LUNEAU, MCMATH, MIGUEZ, MILLER, MIZELL, MORRIS, OWEN, PRICE, REESE, SEABAUGH, TALBOT, WHEAT AND WOMACK

HEALTH/ACC INSURANCE. Requires health coverage plans to include alternative imaging methods to mammography. (gov sig)

1 AN ACT

2 To amend and reenact the introductory paragraph of R.S. 22:1028.2(B)(1) and  
3 1028.2(B)(1)(c), relative to health insurance; to provide contrast-enhanced  
4 mammogram and breast resonance imaging for diagnostic imaging; to provide  
5 certain factors for diagnostic imaging for breast cancer; to provide applicability; to  
6 provide an effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. The introductory paragraph of R.S. 22:1028.2(B)(1) and 1028.2(B)(1)(c)  
9 are hereby amended and reenacted to read as follows:

10 §1028.2. Required coverage for diagnostic imaging

11 \* \* \*

12 B. For purposes of this Section:

13 (1) "Diagnostic imaging" means a diagnostic mammogram, contrast-  
14 enhanced mammogram, breast magnetic resonance imaging, or breast ultrasound  
15 screening for breast cancer designed to evaluate an abnormality in the breast that is  
16 any of the following:

17 \* \* \*

1 (c) Suspected based on the medical history or family medical history of the  
 2 individual, **or additional factors that may increase the individual's risk of breast**  
 3 **cancer.**

4 \* \* \*

5 Section 2. The provisions of this Act apply to any new policy, contract, program, or  
 6 health coverage plan issued on and after January 1, 2025. Any policy, contract, or health  
 7 coverage plan in effect prior to January 1, 2025, shall convert to conform to the provisions  
 8 of this Act on or before the renewal date, but no later than January 1, 2026.

9 Section 3. This Act shall become effective upon signature by the governor or, if not  
 10 signed by the governor, upon expiration of the time for bills to become law without signature  
 11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 12 vetoed by the governor and subsequently approved by this legislature, this Act shall become  
 13 effective on the day following such approval.

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The original instrument was prepared by Beth O'Quin. The following digest,  
 which does not constitute a part of the legislative instrument, was prepared  
 by Dawn Romero Watson.

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DIGEST

SB 338 Reengrossed

2024 Regular Session

Boudreaux

Present law defines diagnostic imaging as a diagnostic mammogram or breast ultrasound screening for breast cancer designed to evaluate abnormalities in the breast.

Proposed law retains present law but adds contrast-enhanced mammograms and breast magnetic resonance imaging.

Present law provides that diagnostic imaging is designed to evaluate an abnormality in the breast that is any of the following:

- (1) Seen or suspected from a screening examination for breast cancer.
- (2) Detected by another means of examination.
- (3) Suspected based on the medical history or family medical history of the individual.

Proposed law retains present law but adds additional factors that may increase an individual's risk of breast cancer.

Proposed law applies to any new policy, contract, program, or health coverage plan issued on or after Jan. 1, 2025 and requires any policy, contract, or health coverage plan in effect prior to Jan. 1, 2025, to convert to conform to the provisions of proposed law on or before the renewal date, but no later than Jan. 1, 2026.

Effective upon the signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 22:1028.2(B)(1)(intro para) and 1028.2(B)(1)(c))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Makes technical corrections.