

SENATE No. 2137

The Commonwealth of Massachusetts

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In the One Hundred and Eighty-Ninth General Court
(2015-2016)
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SENATE, Thursday, February 18, 2016

The committee on Ways and Means, to whom was referred the Senate Bill relative to HIV-Associated lipodystrophy treatment (Senate, No. 618),-- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2137).

For the committee,
Karen E. Spilka

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In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act relative to HIV-Associated lipodystrophy treatment.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1 Chapter 32A of the General Laws is hereby amended by inserting after
2 section 17N, as appearing in the 2014 Official Edition, the following section:-

3 Section 17O. Any coverage offered by the commission to an active or retired employee
4 of the commonwealth insured under the group insurance commission shall provide coverage for
5 medical or drug treatments to correct or repair disturbances of body composition caused by HIV
6 associated lipodystrophy syndrome including, but not limited to, reconstructive surgery, such as
7 suction assisted lipectomy, other restorative procedures and dermal injections or fillers for
8 reversal of facial lipoatrophy syndrome. Coverage shall be subject to a statement from a treating
9 provider that the treatment is necessary for correcting, repairing or ameliorating the effects of
10 HIV associated lipodystrophy syndrome. The benefits in this section shall not be subject to any
11 greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefit
12 provided by the commission.

13 SECTION 2. Chapter 118E of the General Laws is hereby amended by inserting after
14 section 10I, inserted by section 105 of chapter 46 of the acts of 2015, the following section:-

15 Section 10J. The division shall provide coverage for medical or drug treatments to correct
16 or repair disturbances of body composition caused by HIV associated lipodystrophy syndrome
17 including, but not limited to, reconstructive surgery, such as suction assisted lipectomy, other
18 restorative procedures and dermal injections or fillers for reversal of facial lipoatrophy
19 syndrome. Coverage shall be subject to a statement from a treating provider that the treatment is
20 necessary for correcting, repairing or ameliorating the effects of HIV associated lipodystrophy
21 syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance,
22 copayments or out-of-pocket limits than any other benefit provided by the division.

23 SECTION 3. Chapter 175 of the General Laws is hereby amended by inserting after
24 section 47GG, as appearing in the 2014 Official Edition, the following section:-

25 Section 47HH. The following shall provide coverage for medical or drug treatments to
26 correct or repair disturbances of body composition caused by HIV associated lipodystrophy
27 syndrome including, but not limited to, reconstructive surgery, such as suction assisted
28 lipectomy, other restorative procedures and dermal injections or fillers for reversal of facial
29 lipoatrophy syndrome: (i) any policy of accident and sickness insurance, as described in section
30 108, which provides hospital expense and surgical expense insurance and which is delivered,
31 issued or subsequently renewed by agreement between the insurer and policyholder in the
32 commonwealth; (ii) any blanket or general policy of insurance described in subdivision (A), (C)
33 or (D) of section 110 which provides hospital expense and surgical expense insurance and which
34 is delivered, issued or subsequently renewed by agreement between the insurer and the
35 policyholder in or outside of the commonwealth; or (iii) any employees' health and welfare fund
36 which provides hospital expense and surgical expense benefits and which is delivered, issued or
37 renewed to any person or group of persons in the commonwealth. Coverage shall be subject to a

38 statement from a treating provider that the treatment is necessary for correcting, repairing or
39 ameliorating the effects of HIV associated lipodystrophy syndrome. The benefits in this section
40 shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits
41 than any other benefit provided by the insurer.

42 SECTION 4. Chapter 176A of the General Laws is hereby amended by inserting after
43 section 8II, as so appearing, the following section:-

44 Section 8JJ. Any contract between a subscriber and the corporation under an individual or
45 group hospital service plan which is delivered, issued or renewed within the commonwealth shall
46 provide coverage for medical or drug treatments to correct or repair disturbances of body
47 composition caused by HIV associated lipodystrophy syndrome including, but not limited to,
48 reconstructive surgery, such as suction assisted lipectomy, other restorative procedures and
49 dermal injections or fillers for reversal of facial lipoatrophy syndrome. Coverage shall be subject
50 to a statement from a treating provider that the treatment is necessary for correcting, repairing or
51 ameliorating the effects of HIV associated lipodystrophy syndrome. The benefits in this section
52 shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits
53 than any other benefit provided by the insurer.

54 SECTION 5. Chapter 176B of the General Laws is hereby amended by inserting after
55 section 4II, as so appearing, the following section:-

56 Section 4JJ. Any subscription certificate under an individual or group medical service
57 agreement delivered, issued or renewed within the commonwealth shall provide coverage for
58 medical or drug treatments to correct or repair disturbances of body composition caused by HIV
59 associated lipodystrophy syndrome including, but not limited to, reconstructive surgery, such as

60 suction assisted lipectomy, other restorative procedures and dermal injections or fillers for
61 reversal of facial lipoatrophy syndrome. Coverage shall be subject to a statement from a treating
62 provider that the treatment is necessary for correcting, repairing or ameliorating the effects of
63 HIV associated lipodystrophy syndrome. The benefits in this section shall not be subject to any
64 greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefit
65 provided by the insurer.

66 SECTION 6. Chapter 176G of the General Laws is hereby amended by inserting after
67 section 4AA, as so appearing, the following section:-

68 Section 4BB. Any individual or group health maintenance contract shall provide
69 coverage for medical or drug treatments to correct or repair disturbances of body composition
70 caused by HIV associated lipodystrophy syndrome including, but not limited to, reconstructive
71 surgery, such as suction assisted lipectomy, other restorative procedures and dermal injections or
72 fillers for reversal of facial lipoatrophy syndrome. Coverage shall be subject to a statement from
73 a treating provider that the treatment is necessary for correcting, repairing or ameliorating the
74 effects of HIV associated lipodystrophy syndrome. The benefits in this section shall not be
75 subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any other
76 benefit provided by the insurer..