SENATE . . . . . No. 2363

The committee on Ways and Means

The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

An Act relative to oral cancer therapy..

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 17I the following section:-

3 Section 17J. Any coverage offered by the commission to an active or retired employee of
4 the commonwealth insured under the group insurance commission that provides coverage for
5 cancer chemotherapy treatment shall provide coverage for prescribed, orally administered
6 anticancer medications used to kill or slow the growth of cancerous cells on a basis no less
7 favorable than intravenously administered or injected cancer medications that are covered as
8 medical benefits. An increase in patient cost sharing for anticancer medications shall not be
9 allowed to achieve compliance with this section.

10 SECTION 2. Chapter 175 of the General Laws is hereby amended by inserting after
11 section 47AA the following section:-

12 Section 47BB. Any policy, contract, agreement, plan or certificate of insurance issued,
13 delivered or renewed within the commonwealth that provides coverage for cancer chemotherapy

14 treatment shall provide coverage for prescribed, orally administered anticancer medications used
15 to kill or slow the growth of cancerous cells on a basis no less favorable than intravenously
16 administered or injected cancer medications that are covered as medical benefits. An increase in
17 patient cost sharing for anticancer medications shall not be allowed to achieve compliance with
18 this section.

19 SECTION 3. Chapter 176A of the General Laws is hereby amended by inserting after
20 section 8DD the following section:-

21 Section 8EE. Any contract between a subscriber and the corporation under an individual
22 or group hospital service plan which is delivered, issued or renewed within the commonwealth
23 that provides coverage for cancer chemotherapy treatment shall provide coverage for prescribed,
24 orally administered anticancer medications used to kill or slow the growth of cancerous cells on
25 a basis no less favorable than intravenously administered or injected cancer medications that are
26 covered as medical benefits. An increase in patient cost sharing for anticancer medications shall
27 not be allowed to achieve compliance with this section.

28 SECTION 4. Chapter 176B of the General Laws is hereby amended by inserting after
29 section 4DD the following section:-

30 Section 4EE. Any subscription certificate under an individual or group medical service
31 agreement delivered, issued or renewed within the commonwealth that provides coverage for
32 cancer chemotherapy treatment shall provide coverage for prescribed, orally administered
33 anticancer medications used to kill or slow the growth of cancerous cells on a basis no less
34 favorable than intravenously administered or injected cancer medications that are covered as

35 medical benefits. An increase in patient cost sharing for anticancer medications shall not be
36 allowed to achieve compliance with this section.

37 SECTION 5. Chapter 176G of the General Laws is hereby amended by inserting after
38 section 4V the following section:-

39 Section 4W. Any individual or group health maintenance contract that provides coverage
40 for cancer chemotherapy treatment shall provide coverage for prescribed, orally administered
41 anticancer medications used to kill or slow the growth of cancerous cells on a basis no less
42 favorable than intravenously administered or injected cancer medications that are covered as
43 medical benefits. An increase in patient cost sharing for anticancer medications shall not be
44 allowed to achieve compliance with this section.

45 SECTION 6. Sections 1 to 5, inclusive, shall apply to all policies, contracts and
46 certificates of health insurance subject to section 17J of chapter 32A, section 47BB of chapter
47 175, section 8EE of chapter 176A, section 4EE of chapter 176B and section 4W of chapter 176G
48 of the General Laws which are delivered, issued or renewed on or after January 1, 2013.