

SENATE No. 618

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to HIV-Associated lipodystrophy treatment.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|-------------------------------|------------------------------------|
| <i>Mark C. Montigny</i> | <i>Second Bristol and Plymouth</i> |
| <i>Harriette L. Chandler</i> | <i>First Worcester</i> |
| <i>Thomas M. McGee</i> | <i>Third Essex</i> |
| <i>Carmin L. Gentile</i> | <i>13th Middlesex</i> |
| <i>Jason M. Lewis</i> | <i>Fifth Middlesex</i> |
| <i>Kathleen O'Connor Ives</i> | <i>First Essex</i> |
| <i>Denise Provost</i> | <i>27th Middlesex</i> |
| <i>Sal N. DiDomenico</i> | <i>Middlesex and Suffolk</i> |

SENATE No. 618

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 618) of Mark C. Montigny, Harriette L. Chandler, Thomas M. McGee, Carmine L. Gentile and other members of the General Court for legislation relative to HIV-Associated lipodystrophy treatment. Health Care Financing.

The Commonwealth of Massachusetts

**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, as appearing in the 2012 Official
2 Edition, is hereby amended by inserting after section 17K the following section:-

3 Section 17L. Any coverage offered by the commission to an active or retired employee of
4 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. The benefits in this section shall not be subject to any
9 greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits
10 provided by the commission.

11 SECTION 2. Chapter 175 of the General Laws, as so appearing, is hereby amended by
12 inserting after section 47DD the following section:-

13 Section 47EE. Any policy of accident and sickness insurance as described in section 108
14 which provides hospital expense and surgical expense insurance and which is delivered, issued
15 or subsequently renewed by agreement between the insurer and policyholder in the
16 commonwealth; any blanket or general policy of insurance described in subdivision (A), (C) or
17 (D) of section 110 which provides hospital expense and surgical expense insurance and which is
18 delivered, issued or subsequently renewed by agreement between the insurer and the
19 policyholder, within or without the commonwealth; or any employees' health and welfare fund
20 which provides hospital expense and surgical expense benefits and which is delivered, issued or
21 renewed to any person or group of persons in the commonwealth, shall provide coverage for
22 medical or drug treatments to correct or repair disturbances of body composition caused by
23 lipodystrophy syndrome, including but not limited to reconstructive surgery, such as suction
24 assisted lipectomy, other restorative procedures, and dermal injections or fillers for reversal of
25 facial lipoatrophy syndrome. The benefits in this section shall not be subject to any greater
26 deductible, coinsurance, copayments or out-of-pocket limits than any other benefits provided by
27 the insurer.

28 SECTION 3. Chapter 176A of the General Laws, as so appearing, is hereby amended by
29 inserting after section 8FF the following section:-

30 Section 8GG. Any contract between a subscriber and the corporation under an individual
31 or group hospital service plan which is delivered, issued or renewed within the commonwealth
32 shall provide coverage for medical or drug treatments to correct or repair disturbances of body
33 composition caused by HIV- associated lipodystrophy syndrome, including but not limited to
34 reconstructive surgery, such as suction assisted lipectomy, other restorative procedures, and
35 dermal injections or fillers for reversal of facial lipoatrophy syndrome. The benefits in this

36 section shall not be subject to any greater deductible, coinsurance, copayments or out-of-pocket
37 limits than any other benefits provided by the insurer.

38 SECTION 4. Chapter 176B of the General Laws, as so appearing, is hereby amended by
39 inserting after section 4FF, the following section:-

40 Section 4GG. Any subscription certificate under an individual or group medical service
41 agreement delivered, issued or renewed within the commonwealth shall provide coverage for
42 medical or drug treatments to correct or repair disturbances of body composition caused by HIV-
43 associated lipodystrophy syndrome, including but not limited to reconstructive surgery, such as
44 suction assisted lipectomy, other restorative procedures, and dermal injections or fillers for
45 reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to any
46 greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits
47 provided by the insurer.

48 SECTION 5. Chapter 176G of the General Laws, as so appearing, is hereby amended by
49 inserting after section 4X the following section:-

50 Section 4Y. Any individual or group health maintenance contract shall provide coverage
51 for medical or drug treatments to correct or repair disturbances of body composition caused by
52 HIV- associated lipodystrophy syndrome, including but not limited to reconstructive surgery,
53 such as suction assisted lipectomy, other restorative procedures, and dermal injections or fillers
54 for reversal of facial lipoatrophy syndrome. The benefits in this section shall not be subject to
55 any greater deductible, coinsurance, copayments or out-of-pocket limits than any other benefits
56 provided by the insurer.

57 SECTION 6. Chapter 118E of the General Laws, as so appearing, is hereby amended by
58 inserting after section 10G the following section:-

59 Section 10H. The division shall provide coverage for medical or drug treatments to
60 correct or repair disturbances of body composition caused by HIV- associated lipodystrophy
61 syndrome, including but not limited to reconstructive surgery, such as suction assisted lipectomy,
62 other restorative procedures, and dermal injections or fillers for reversal of facial lipoatrophy
63 syndrome. The benefits in this section shall not be subject to any greater deductible, coinsurance,
64 copayments or out-of-pocket limits than any other benefits provided by the division.