

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 POLICY COMMITTEE  
4 RECOMMENDATION

5 FOR

6 HOUSE BILL NO. 1389

By: Provenzano

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9 POLICY COMMITTEE RECOMMENDATION

10 An Act relating to mammography screening; amending 36  
11 O.S. 2021, Section 6060, as amended by Section 1,  
12 Chapter 294, O.S.L. 2022 (36 O.S. Supp. 2024, Section  
13 6060), which relates to coverage for low-dose  
14 mammography screening; adding new types of  
15 examinations; adding a definition; and providing an  
16 effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 36 O.S. 2021, Section 6060, as  
19 amended by Section 1, Chapter 294, O.S.L. 2022 (36 O.S. Supp. 2024,  
20 Section 6060), is amended to read as follows:

21 Section 6060. A. For the purposes of this section:

22 1. "Breast magnetic resonance imaging" means a diagnostic tool  
23 used to produce detailed pictures of the structure of the breast;  
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1        2. "Breast ultrasound" means a noninvasive, diagnostic imaging  
2 technique that uses high-frequency sound waves to produce detailed  
3 images of the breast;

4        3. "Diagnostic examination for breast cancer" means a medically  
5 necessary and clinically appropriate examination, as defined by  
6 current guidelines and as determined by a clinician who is  
7 evaluating the individual for breast cancer, to evaluate the  
8 abnormality in the breast that is:

- 9            a. seen or suspected from a screening examination for  
10            breast cancer,
- 11            b. detected by another means of examination, or
- 12            c. suspected based on the medical history or family  
13            medical history of the individual.

14        This examination may include, but is not limited to, a contrast-  
15 enhanced mammogram, diagnostic mammogram, breast magnetic resonance  
16 imaging, ~~or~~ a breast ultrasound, or molecular breast imaging;

17        4. "Diagnostic mammography" means a diagnostic tool that:  
18            a. uses X-ray, and  
19            b. is designed to evaluate abnormality in a breast;

20        5. "Health benefit plan" means any plan or arrangement as  
21 defined in subsection C of Section 6060.4 of this title;

22        6. "Low-dose mammography" means:  
23            a. the X-ray examination of the breast using equipment  
24            specifically dedicated for such purpose, with an

- 1 average radiation exposure delivery of less than one  
2 rad mid-breast and with two views for each breast,  
3 b. digital mammography, or  
4 c. breast tomosynthesis;

5 7. "Breast tomosynthesis" means a radiologic mammography  
6 procedure involving the acquisition of projection images over a  
7 stationary breast to produce cross-sectional digital three-  
8 dimensional images of the breast from which breast cancer screening  
9 diagnoses may be made; ~~and~~

10 8. "Screening mammography" means a radiologic procedure  
11 provided to a woman, who has no signs or symptoms of breast cancer,  
12 for the purpose of early detection of breast cancer, including  
13 breast tomosynthesis; and

14 9. "Supplemental examinations" means a medically necessary and  
15 appropriate examination of the breast, including, but not limited  
16 to, such an examination using contrast-enhanced mammography, breast  
17 magnetic resonance imaging, breast ultrasound, or molecular breast  
18 imaging that is:

- 19 a. used to screen for breast cancer when there is no  
20 abnormality seen or suspected, and  
21 b. based on personal or family medical history or  
22 additional factors that increase the individual's risk  
23 of breast cancer, including heterogeneously or  
24 extremely dense breasts.

1 B. All health benefit plans shall include the coverage  
2 specified by this section for a low-dose mammography screening for  
3 the presence of occult breast cancer and a diagnostic and  
4 supplemental examination for breast cancer. Such coverage shall  
5 not:

6 1. Be subject to the policy deductible, co-payments and co-  
7 insurance limits of the plan; or

8 2. Require that a female undergo a mammography screening at a  
9 specified time as a condition of payment.

10 C. 1. Any female thirty-five (35) through thirty-nine (39)  
11 years of age shall be entitled pursuant to the provisions of this  
12 section to coverage for a low-dose mammography screening once every  
13 five (5) years.

14 2. Any female forty (40) years of age or older shall be  
15 entitled pursuant to the provisions of this section to coverage for  
16 an annual low-dose mammography screening.

17 D. If application of this act would result in health savings  
18 account ineligibility under Section 223 of the federal Internal  
19 Revenue Code, as amended, the provisions of this section shall only  
20 apply to health savings accounts with qualified high deductible  
21 health plans with respect to the deductible of such a plan after the  
22 enrollee has satisfied the minimum deductible. Provided, however,  
23 the provisions of this section shall apply to items of services that  
24 are preventive care pursuant to Section 223(c)(2)(c) of the federal

1 Internal Revenue Code, as amended, regardless of whether the minimum  
2 deductible has been satisfied.

3 SECTION 2. This act shall become effective November 1, 2025.  
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