

An Act

ENROLLED HOUSE
BILL NO. 1389

By: Provenzano, Roe, Stark,
Miller, Ranson, Crosswhite
Hader, Townley, Schreiber,
Hefner, Menz, West (Tammy),
Munson, Gise, Cantrell,
Bashore, Manger, Banning,
Lowe (Dick), Dobrinski,
Pittman, Pae, Adams, and
Stewart of the House

and

Stanley and Nice of the
Senate

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

SUBJECT: Mammography screening

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

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

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

1. "Breast magnetic resonance imaging" means a diagnostic tool used to produce detailed pictures of the structure of the breast;

2. "Breast ultrasound" means a noninvasive, diagnostic imaging technique that uses high-frequency sound waves to produce detailed images of the breast;

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

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

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

4. "Diagnostic mammography" means a diagnostic tool that:

- a. uses X-ray, and
- b. is designed to evaluate abnormality in a breast;

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

6. "Low-dose mammography" means:

- a. the X-ray examination of the breast using equipment specifically dedicated for such purpose, with an average radiation exposure delivery of less than one rad mid-breast and with two views for each breast,
- b. digital mammography, or
- c. breast tomosynthesis;

7. "Breast tomosynthesis" means a radiologic mammography procedure involving the acquisition of projection images over a stationary breast to produce cross-sectional digital three-

dimensional images of the breast from which breast cancer screening diagnoses may be made; ~~and~~

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

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

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

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

- 1. Be subject to the policy deductible, co-payments and co-insurance limits of the plan; or
- 2. Require that a female undergo a mammography screening at a specified time as a condition of payment.

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

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

D. If application of this act would result in health savings account ineligibility under Section 223 of the federal Internal

Revenue Code, as amended, the provisions of this section shall only apply to health savings accounts with qualified high deductible health plans with respect to the deductible of such a plan after the enrollee has satisfied the minimum deductible. Provided, however, the provisions of this section shall apply to items of services that are preventive care pursuant to Section 223(c)(2)(c) of the federal Internal Revenue Code, as amended, regardless of whether the minimum deductible has been satisfied.

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

Passed the House of Representatives the 10th day of March, 2025.

Presiding Officer of the House
of Representatives

Passed the Senate the 29th day of April, 2025.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____