I Mina'Trentai Dos Na Liheslaturan Received

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
402-32 (COR)	Dennis G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR THE COVERAGE OF BLOOD AND BLOOD DERIVATIVES BY HEALTH INSURANCE COMPANY OR HEALTH CARE PROVIDER CONTRACTED TO PROVIDE PRIVATE SECTOR SMALL OR LARGE GROUP HEALTH PLANS, BY ADDING A NEW § 103123 TO CHAPTER 103, TITLE 11, GUAM CODE ANNOTATED.	9/24/14 9:01 a.m.	09/24/14	Committee on Health & Human Services, Health Insurance Reform, Economic Development, and Senior Citizens	10/15/2014 3:30 p.m.	12/11/14 3:43 p.m	**Fiscal Note Request 9/25/14 Fiscal Note Recd 11/06/14**
	DATE PASSED	**TITLE**	**TRANSMITTED**		**DUE DATE**	**DATE SIGNED BY I MAGA'LAHEN GUAHAN**	**PUBLIC LAW NO.**	**NOTES**
	12/17/2014	AN ACT TO ADD A NEW § 103121 TO CHAPTER 103, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FOR THE COVERAGE OF BLOOD AND BLOOD DERIVATIVES BY A HEALTH INSURANCE COMPANY OR HEALTH CARE PROVIDER CONTRACTED TO PROVIDE PRIVATE SECTOR SMALL OR LARGE GROUP HEALTH PLANS.	12/21/14	6:35 p.m.	01/01/15			

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY-SECOND GUAM LEGISLATURE
155 Hesler Place, Hagåtña, Guam 96910

December 21, 2014

The Honorable Edward J.B. Calvo
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Calvo, Jesse J
12/21/14
6:35 pm

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 224-32 (COR); 293-32 (COR); 306-32 (COR); 332-32 (LS); 344-32 (COR); 345-32 (COR); 376-32 (COR); 381-32 (COR); 391-32 (LS); 399-32 (COR); 400-32 (COR); 402-32 (COR); 405-32 (COR); 406-32 (COR); 412-32 (COR); 413-32 (LS); 416-32 (COR); 418-32 (COR); 419-32 (COR); 420-32 (COR); 421-32 (COR); 422-32 (COR); 423-32 (COR); 424-32 (LS); 425-32 (LS); 426-32 (COR); 427-32 (COR); 428-32 (COR); 429-32 (COR); 430-32 (COR); and 434-32 (COR), which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on December 17 and 19, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosure (31)

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 402-32 (COR), "AN ACT TO *ADD* A NEW § 103121 TO CHAPTER 103, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FOR THE COVERAGE OF BLOOD AND BLOOD DERIVATIVES BY A HEALTH INSURANCE COMPANY OR HEALTH CARE PROVIDER CONTRACTED TO PROVIDE PRIVATE SECTOR SMALL OR LARGE GROUP HEALTH PLANS,"** was on the 17th day of December, 2014, duly and regularly passed.

Judith T. Won Pat, Ed.D.
Speaker

Attested:

Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 21 day of Dec, 2014, at 6:35 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date:_____

Public Law No._____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 402-32 (COR)

Introduced by: Dennis G. Rodriguez, Jr.
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
R. J. Respicio
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO *ADD* A NEW § 103121 TO CHAPTER 103, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FOR THE COVERAGE OF BLOOD AND BLOOD DERIVATIVES BY A HEALTH INSURANCE COMPANY OR HEALTH CARE PROVIDER CONTRACTED TO PROVIDE PRIVATE SECTOR SMALL OR LARGE GROUP HEALTH PLANS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the health insurance coverage of blood and blood derivatives is covered by government of Guam and federal civil service health plans, but not private sector plans for small and large group plans.

I Liheslaturan Guåhan takes due notice of the necessity of establishing essential health benefits, guaranteed availability, and a prohibition on rescissions.

It is, therefore, the intent of *I Liheslaturan Guåhan* to provide a mandate for this coverage, just as it is mandated pursuant to § 4302(i) of Article 3 of Chapter 4, Title 4, Guam Code Annotated, as an essential health benefit for government of Guam employees, retirees and dependents.

Section 2. A new § 103121 is hereby *added* to Chapter 103, Title 11, Guam Code Annotated, to read:

"**§ 103121. Health Insurance Coverage; Blood and Blood Derivatives, Mandate Established.**

(a) No health insurance company or health care provider contracted to provide health care to employees in a small group or large group plan may deny coverage to the employee or dependent on the basis of blood or blood derivatives. Blood and blood derivatives *shall* be covered and may be subject to maximum limitations per annum.

(1) Guaranteed Availability.

(A) Prohibition of Preexisting Condition Exclusions or Other Discrimination Based on Health Status. As a condition of conducting health insurance coverage on Guam, a group health plan and a health insurance issuer offering group or individual health insurance coverage *shall not* impose any preexisting condition exclusion with respect to such plan or coverage, pursuant to Subsection 2 of this Section.

(B) Definition, for the purposes of this Part. The term "preexisting condition exclusion" means, with

respect to coverage, a limitation or exclusion of benefits relating to a condition based on the fact the condition was present before the date of enrollment for such coverage, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before such date.

(2) Prohibition on Rescissions. For the purposes of this Section, and in conformance with SEC. 2712 [42 U.S.C. 300gg–12] *Prohibition On Rescissions*, a group health plan and a health insurance issuer offering group or individual health insurance coverage *shall not* rescind such plan or coverage with respect to an enrollee once the enrollee is covered under such plan or coverage involved, except that this Section *shall not* apply to a covered individual who has performed an act or practice that constitutes fraud or makes an intentional misrepresentation of material fact as prohibited by the terms of the plan or coverage. Such plan or coverage may not be cancelled except with prior notice to the enrollee, and only as permitted under Sections 2702(c), 2703(b) or 2742(b) of the Public Health Service Act."

Section 3. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.

Section 4. Effective Date. This Act *shall* become effective upon enactment.

LEGISLATIVE SESSION

I *MINA'TRENTAI DOS NA LIHESLATURAN*

2014 (SECOND) Regular Session

Voting Sheet

Bill No. 402-32(COR)

Speaker Antonio R. Unipingco Legislative Session Hall
December 17, 2014

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA		✓			
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS		✓			
Senator Michael LIMTIACO	✓	✓			
Senator Brant McCREADIE	✓	✓			
Senator Thomas "Tommy" MORRISON	✓	✓			
Senator Tina Rose MUÑA BARNES	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				
TOTAL	12	2			
	Yea	**Nay**	**Not Voting/ Abstained**	**Out During Roll Call**	**Absent**

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass