

JAN 18 2013

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# A BILL FOR AN ACT

RELATING TO HEALTH INSURANCE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Chapter 431, Hawaii Revised Statutes, is  
2 amended by adding a new section to article 10A to be  
3 appropriately designated and to read as follows:  
4           "§431:10A- Tobacco use cessation treatment coverage.  
5 (a) Each individual and group accident and health or sickness  
6 insurance policy issued or renewed in this State after December  
7 31, 2013, shall provide to the policyholder and the  
8 policyholder's covered dependents coverage for tobacco use  
9 cessation treatment.  
10          (b) Every insurer shall provide notices to its  
11 policyholders regarding the coverage required by this section.  
12 The notice shall be in writing and prominently positioned in any  
13 literature or correspondence sent to policyholders and shall be  
14 transmitted to policyholders within calendar year 2013 when  
15 annual information is made available to policyholders or in any  
16 other mailing to policyholders, but in no case later than  
17 December 31, 2013.



1        (c) Coverage provided under this section shall not be  
2 subject to copayment, deductible, and coinsurance provisions of  
3 a health insurance policy. Tobacco use cessation coverage shall  
4 pay for counseling and medications and include coverage for:  
5        (1) At least four counseling sessions of at least thirty  
6        minutes each;  
7        (2) Prescription and over-the-counter nicotine replacement  
8        medications and non-nicotine cessation medications;  
9        and  
10       (3) At least two tobacco use cessation attempts per year.  
11       (d) This section shall not be construed as limiting  
12 benefits that are otherwise available to a policyholder under a  
13 health insurance policy."

14       SECTION 2. Chapter 432, Hawaii Revised Statutes, is  
15 amended by adding a new section to article 1 to be appropriately  
16 designated and to read as follows:

17       "§432:1- Tobacco use cessation treatment coverage. (a)  
18 Each employer group health policy, contract, plan, or agreement  
19 issued or renewed in this State after December 31, 2013, shall  
20 provide to the subscriber and the subscriber's covered  
21 dependents coverage for tobacco use cessation treatment.



1        (b) Every insurer shall provide notices to its subscribers  
2 regarding the coverage required by this section. The notice  
3 shall be in writing and prominently positioned in any literature  
4 or correspondence sent to subscribers and shall be transmitted  
5 to subscribers within calendar year 2013 when annual information  
6 is made available to subscribers or in any other mailing to  
7 subscribers, but in no case later than December 31, 2013.

8        (c) Coverage provided under this section shall not be  
9 subject to copayment, deductible, and coinsurance provisions of  
10 a health insurance policy. Tobacco use cessation coverage shall  
11 pay for counseling and medications and include coverage for:

12        (1) At least four counseling sessions of at least thirty  
13 minutes each;

14        (2) Prescription and over-the-counter nicotine replacement  
15 medications and non-nicotine cessation medications;  
16 and

17        (3) At least two tobacco use cessation attempts per year.

18        (d) This section shall not be construed as limiting  
19 benefits that are otherwise available to a subscriber under a  
20 health insurance policy."

21        SECTION 3. Section 432D-23, Hawaii Revised Statutes, is  
22 amended to read as follows:





# S.B. NO. 654

**Report Title:**

Mandatory Health Insurance Coverage; Tobacco Use Cessation

**Description:**

Mandates health insurance coverage for tobacco use cessation treatments and that the insurer provide their policyholders information about tobacco use cessation treatment coverage.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

