

MAR 12 2021

SENATE CONCURRENT RESOLUTION

REQUESTING THE AUDITOR TO UPDATE ITS REPORT NO. 12-09, WHICH
ASSESSES THE SOCIAL AND FINANCIAL EFFECTS OF MANDATORY
HEALTH INSURANCE COVERAGE FOR FERTILITY PRESERVATION
PROCEDURES FOR PERSONS OF REPRODUCTIVE AGE WHO HAVE BEEN
DIAGNOSED WITH CANCER.

1 WHEREAS, certain cancers and treatment procedures may
2 affect a person's ability to procreate by damaging the person's
3 reproductive organs; and

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5 WHEREAS, due to the high costs of fertility preservation
6 procedures and the narrow window to obtain services, the
7 procedure is unattainable for many people; and

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9 WHEREAS, mandated health care coverage for fertility
10 preservation procedures would allow persons who are diagnosed
11 with cancer, and who will undergo treatment that may affect
12 their fertility, to have the opportunity to have a family in the
13 future; and

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15 WHEREAS, section 23-51, Hawaii Revised Statutes, requires
16 that "before any legislative measure that mandates health
17 insurance coverage for specific health services, specific
18 diseases, or certain providers of health care services as part
19 of individual or group health insurance policies, can be
20 considered, there shall be concurrent resolutions passed
21 requesting the [A]uditor to prepare and submit to the
22 [L]egislature a report that assesses both the social and
23 financial effects of the proposed mandated coverage . . ."; and

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25 WHEREAS, section 23-52, Hawaii Revised Statutes, outlines
26 the specific topics to be addressed in the Auditor's report
27 required under section 23-51, Hawaii Revised Statutes; and

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29 WHEREAS, the Legislature adopted H.C.R. No. 9, S.D. 1
30 during the Regular Session of 2012 to assess mandating health



1 insurance screening coverage of fertility preservation
2 procedures for persons of reproductive age diagnosed with
3 cancer; and
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5 WHEREAS, in October 2012, the Auditor issued its Report No.
6 12-09, entitled "Mandatory Health Insurance Coverage for
7 Fertility Preservation Procedures for People of Reproductive Age
8 Diagnosed with Cancer"; and
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10 WHEREAS, the report found that "there is insufficient data
11 to assess the social and financial impacts of mandating
12 insurance coverage. Individuals diagnosed with cancer, who may
13 want to preserve their reproductive ability, must seek the
14 service on their own and bear the full costs, which could be
15 upwards of \$10,000. . . . [B]ut we conclude that the number of
16 people generally utilizing the procedures is unknown and the
17 level of public demand is low"; and
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19 WHEREAS, since that time, there have been ten states that
20 have enacted fertility preservation coverage: California,
21 Colorado, Connecticut, Delaware, Illinois, Maryland, New
22 Hampshire, New Jersey, New York, and Rhode Island; and
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24 WHEREAS, with the experience in ten other states of various
25 size, geography, and demographics, the Auditor can now evaluate
26 additional experiential data and actual financial impacts can
27 likely be better assessed for updated and more accurate
28 findings, especially with published detailed reports from
29 California and Connecticut; now, therefore,
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31 BE IT RESOLVED by the Senate of the Thirty-first
32 Legislature of the State of Hawaii, Regular Session of 2021, the
33 House of Representatives concurring, that the Auditor is
34 requested to update its impact assessment Report No. 12-09 and
35 pursuant to sections 23-51 and 23-52, Hawaii Revised Statutes,
36 evaluate the social and financial effects of mandating coverage
37 for fertility preservation procedures for persons who are of
38 reproductive age and have been diagnosed with cancer, and will
39 undergo treatment that may adversely affect the person's
40 fertility; and
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S.C.R. NO. 142

1 BE IT FURTHER RESOLVED that the Auditor is requested to
2 submit a report of its findings and recommendations to the
3 Legislature no later than twenty days prior to the convening of
4 the Regular Session of 2022; and

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6 BE IT FURTHER RESOLVED that certified copies of this
7 Concurrent Resolution be transmitted to the Auditor and the
8 Insurance Commissioner who, in turn, is requested to transmit
9 copies to each organization that issues health insurance
10 policies in the State that may be affected by this Concurrent
11 Resolution.

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OFFERED BY: Rosalyn H. Baker

