

JAN 22 2021

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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 as follows:  
3           1. By adding a new section to article 10A, part I, to be  
4 appropriately designated and to read:  
5           "§431:10A-A Annual mental health screening coverage. (a)  
6 Each individual policy of accident and health or sickness  
7 insurance issued or renewed in this State after December 31,  
8 2021, except for policies that only provide coverage for a  
9 specified disease or other limited benefit coverage as described  
10 in section 431:10A-607, shall provide coverage for annual mental  
11 health screenings.  
12           (b) Each accident and health or sickness insurer shall  
13 reimburse all costs associated with the coverage under  
14 subsection (a) to any physician or health care provider  
15 complying with this section."  
16           2. By adding a new section to article 10A, part II, to be  
17 appropriately designated and to read:



1           "§431:10A-B Annual mental health screening coverage. (a)  
2 Each group policy of accident and health or sickness insurance  
3 issued or renewed in this State after December 31, 2021, except  
4 for policies that only provide coverage for a specified disease  
5 or other limited benefit coverage as described in section  
6 431:10A-607, shall provide coverage for annual mental health  
7 screenings.

8           (b) Each accident and health or sickness insurer shall  
9 reimburse all costs associated with the coverage under  
10 subsection (a) to any physician or health care provider  
11 complying with this section."

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

15           "§432:1- Annual mental health screening coverage. (a)  
16 Each individual or group hospital or medical service plan  
17 contract issued or renewed in this State after December 31,  
18 2021, shall provide coverage for annual mental health  
19 screenings.



1        (b) Each mutual benefit society shall reimburse all costs  
2 associated with the coverage under subsection (a) to any  
3 physician or health care provider complying with this section."

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

6        **"§432D-23 Required provisions and benefits.**

7 Notwithstanding any provision of law to the contrary, each  
8 policy, contract, plan, or agreement issued in the State after  
9 January 1, 1995, by health maintenance organizations pursuant to  
10 this chapter, shall include benefits provided in sections  
11 431:10-212, 431:10A-115, 431:10A-115.5, 431:10A-116, 431:10A-  
12 116.2, 431:10A-116.5, 431:10A-116.6, 431:10A-119, 431:10A-120,  
13 431:10A-121, 431:10A-122, 431:10A-125, 431:10A-126, 431:10A-132,  
14 431:10A-133, 431:10A-134, 431:10A-140, [~~and 431:10A-134,~~]  
15 431:10A-A, and 431:10A-B, and chapter 431M."

16        SECTION 4. The benefit to be provided by health  
17 maintenance organizations corresponding to the benefit provided  
18 under sections 431:10A-A and 431:10A-B, Hawaii Revised Statutes,  
19 as contained in the amendment to section 432D-23, Hawaii Revised  
20 Statutes, in section 3 of this Act, shall take effect for all



# S.B. NO. 728

1 policies, contracts, plans, or agreements issued in the State  
2 after December 31, 2021.

3 SECTION 5. (a) The auditor shall conduct an impact  
4 assessment report pursuant to sections 23-51 and 23-52, Hawaii  
5 Revised Statutes, to assess the social and financial impacts of  
6 the mandate specified in sections 1, 2, 3, and 4 of this Act.

7 (b) The auditor shall submit a report of its findings and  
8 recommendations, including any proposed legislation, to the  
9 legislature no later than twenty days prior to the convening of  
10 the regular session of 2022.

11 SECTION 6. In codifying the new sections added by section  
12 1 of this Act, the revisor of statutes shall substitute  
13 appropriate section numbers for the letters used in designating  
14 the new sections in this Act.

15 SECTION 7. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 8. This Act shall take effect on July 1, 2021.

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INTRODUCED BY: \_\_\_\_\_

A handwritten signature in black ink, appearing to be 'BTJ', is written over a horizontal line.

# S.B. NO. 728

**Report Title:**

Health Insurance; Mandated Coverage; Annual Mental Health Screenings

**Description:**

Requires health insurers, mutual benefit societies, and health maintenance organizations to provide coverage for annual mental health screenings beginning 1/1/2022. Requires an impact assessment report.

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

