

ASSEMBLY, No. 1733

STATE OF NEW JERSEY

213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblywoman NANCY F. MUNOZ

District 21 (Essex, Morris, Somerset and Union)

Assemblyman ERIC MUNOZ

District 21 (Essex, Morris, Somerset and Union)

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Assemblymen Bramnick, Prieto, Rooney, Giblin, DeCroce,

Assemblywomen Voss, Handlin, Assemblymen Egan, Albano, Biondi and

Assemblywoman Lampitt

SYNOPSIS

Requires insurers and State health care coverage programs to cover cost of HPV vaccine.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 5/22/2009)

1 AN ACT concerning insurance coverage for HPV vaccine and
2 supplementing Titles 17, 26, 30, and 52 of the Revised Statutes
3 and Title 17B of the New Jersey Statutes.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. A hospital service corporation contract that provides hospital
9 and medical expense benefits and is delivered, issued, executed or
10 renewed in this State pursuant to P.L.1938, c.366 (C.17:48-1 et
11 seq.), on or after the effective date of this act, shall provide benefits
12 for expenses incurred for a vaccination against the human
13 papillomavirus (HPV) that is approved for marketing by the federal
14 Food and Drug Administration.

15 The benefits shall be provided to the same extent as for any other
16 medical condition under the contract.

17 This section shall apply to those hospital service corporation
18 contracts in which the hospital service corporation has reserved the
19 right to change the premium.
20

21 2. A medical service corporation contract that provides hospital
22 and medical expense benefits and is delivered, issued, executed or
23 renewed in this State pursuant to P.L.1940, c.74 (C.17:48A-1 et
24 seq.), on or after the effective date of this act, shall provide benefits
25 for expenses incurred for a vaccination against the human
26 papillomavirus (HPV) that is approved for marketing by the federal
27 Food and Drug Administration.

28 The benefits shall be provided to the same extent as for any other
29 medical condition under the contract.

30 This section shall apply to those medical service corporation
31 contracts in which the medical service corporation has reserved the
32 right to change the premium.
33

34 3. A health service corporation contract that provides hospital
35 and medical expense benefits and is delivered, issued, executed or
36 renewed in this State pursuant to P.L.1985, c.236 (C.17:48E-1 et
37 seq.), on or after the effective date of this act, shall provide benefits
38 for expenses incurred for a vaccination against the human
39 papillomavirus (HPV) that is approved for marketing by the federal
40 Food and Drug Administration.

41 The benefits shall be provided to the same extent as for any other
42 medical condition under the contract.

43 This section shall apply to those health service corporation
44 contracts in which the health service corporation has reserved the
45 right to change the premium.
46

47 4. An individual health insurance policy that provides hospital
48 and medical expense benefits and is delivered, issued, executed or

1 renewed in this State pursuant to chapter 26 of Title 17B of the New
2 Jersey Statutes, on or after the effective date of this act, shall
3 provide benefits for expenses incurred for a vaccination against the
4 human papillomavirus (HPV) that is approved for marketing by the
5 federal Food and Drug Administration.

6 The benefits shall be provided to the same extent as for any other
7 medical condition under the policy.

8 This section shall apply to those policies in which the insurer has
9 reserved the right to change the premium.

10

11 5. A group health insurance policy that provides hospital and
12 medical expense benefits and is delivered, issued, executed or
13 renewed in this State pursuant to chapter 27 of Title 17B of the New
14 Jersey Statutes, on or after the effective date of this act, shall
15 provide benefits for expenses incurred for a vaccination against the
16 human papillomavirus (HPV) that is approved for marketing by the
17 federal Food and Drug Administration.

18 The benefits shall be provided to the same extent as for any other
19 medical condition under the policy.

20 This section shall apply to those policies in which the insurer has
21 reserved the right to change the premium.

22

23 6. An individual health benefits plan that is delivered, issued,
24 executed or renewed in this State pursuant to P.L.1992, c.161
25 (C.17B:27A-2 et seq.), on or after the effective date of this act, shall
26 provide benefits for expenses incurred for a vaccination against the
27 human papillomavirus (HPV) that is approved for marketing by the
28 federal Food and Drug Administration.

29 The benefits shall be provided to the same extent as for any other
30 medical condition under the health benefits plan.

31 This section shall apply to those health benefits plans in which
32 the carrier has reserved the right to change the premium.

33

34 7. A small employer health benefits plan that is delivered,
35 issued, executed or renewed in this State pursuant to P.L.1992,
36 c.162 (C.17B:27A-17 et seq.), on or after the effective date of this
37 act, shall provide benefits for expenses incurred for a vaccination
38 against the human papillomavirus (HPV) that is approved for
39 marketing by the federal Food and Drug Administration.

40 The benefits shall be provided to the same extent as for any other
41 medical condition under the health benefits plan.

42 This section shall apply to those health benefits plans in which
43 the carrier has reserved the right to change the premium.

44

45 8. A health maintenance organization contract for health care
46 services that is delivered, issued, executed or renewed in this State
47 pursuant to P.L.1973, c.337 (C.26:2J-1 et seq.), on or after the
48 effective date of this act, shall provide health care services for a

1 vaccination against the human papillomavirus (HPV) that is
2 approved for marketing by the federal Food and Drug
3 Administration.

4 The health care services shall be provided to the same extent as
5 for any other medical condition under the contract.

6 This section shall apply to those contracts for health care
7 services under which the right to change the schedule of charges for
8 enrollee coverage is reserved.

9
10 9. The State Health Benefits Commission shall ensure that every
11 contract purchased by the commission, on or after the effective date
12 of this act, that provides hospital or medical expense benefits shall
13 provide coverage for expenses incurred for a vaccination against the
14 human papillomavirus (HPV) that is approved for marketing by the
15 federal Food and Drug Administration.

16 The benefits shall be provided to the same extent as for any other
17 medical condition under the program.

18
19 10. The Medicaid program established pursuant to P.L.1968,
20 c.413 (C.30:4D-1 et seq.) and the NJ FamilyCare Program
21 established pursuant to P.L.2005, c.156 (C.30:4J-8 et al.) shall
22 provide coverage for expenses incurred for a vaccination against the
23 human papillomavirus (HPV) that is approved for marketing by the
24 federal Food and Drug Administration.

25
26 11. This act shall take effect on the 90th day after enactment,
27 and shall apply to policies or contracts issued or renewed on or after
28 the effective date.

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31 STATEMENT

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33 This bill requires that health insurers (hospital, medical and
34 health service corporations, commercial individual, small employer
35 and larger group insurers, and health maintenance organizations),
36 the State Health Benefits Program, and the State Medicaid and NJ
37 FamilyCare programs provide coverage for a vaccination against
38 the human papillomavirus (HPV) that is approved for marketing by
39 the federal Food and Drug Administration.

40 The federal Food and Drug Administration recently approved a
41 vaccine to prevent cervical cancer, precancerous genital lesions and
42 genital warts due to certain types of human papillomavirus (HPV).
43 The vaccine, Gardasil (manufactured by Merck & Co., Inc.), is
44 approved for use in females nine to 26 years of age.

45 HPV is the most common sexually-transmitted infection in this
46 country. The Centers for Disease Control and Prevention estimates
47 that about 6.2 million Americans become infected with genital HPV
48 each year, and that over 50% of all sexually active men and women

1 become infected at some time in their lives. For most women, the
2 body's own defense system will clear the virus and infected women
3 will not develop related health problems; however, some types of
4 HPV can cause abnormal cells on the lining of the cervix that may
5 become cancerous. Other types of HPV can cause genital warts.
6 The recently approved vaccine is effective against two types of
7 HPV that cause approximately 70% of cervical cancers, and two
8 types of HPV that cause approximately 90% of genital warts.