

2010 DEC 22 11:11 AM

**I MINA'TRENTA NA LIHESLATURAN GUÅHAN**  
**2010 (SECOND) Regular Session**

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

This is to certify that Bill No. 477-30 (COR), "AN ACT TO AMEND TITLE 10, GUAM CODE ANNOTATED, DIVISION 1, CHAPTER 2, §2907.2(a), RELATIVE TO PROVIDING ANNUAL MAMMOGRAMS FOR WOMEN FORTY (40) YEARS OF AGE AND OLDER WHO ARE CLIENTS OF THE MEDICALLY INDIGENT PROGRAM, WHEN MEDICALLY NECESSARY AND AS OTHERWISE STIPULATED," was on the 22<sup>nd</sup> day of December, 2010, duly and regularly passed.



**Judith T. Won Pat, Ed. D.**  
**Speaker**

Attested:



**Tina Rose Muña Barnes**  
**Legislative Secretary**

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This Act was received by *I Maga'lahaen Guåhan* this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:

\_\_\_\_\_  
**FELIX P. CAMACHO**  
*I Maga'lahaen Guåhan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

***I MINA'TRENTA NA LIHESLATURAN GUÅHAN***  
**2010 (SECOND) Regular Session**

**Bill No. 477-30 (COR)**

As amended.

Introduced by:

R. J. Respicio  
Judith P. Guthertz, DPA  
Judith T. Won Pat, Ed.D.  
T. R. Muña Barnes  
Telo Taitague  
T. C. Ada  
V. Anthony Ada  
F. B. Aguon, Jr.  
F. F. Blas, Jr.  
E. J.B. Calvo  
B. J.F. Cruz  
J. V. Espaldon  
Adolpho B. Palacios, Sr.  
v. c. pangelinan  
Ray Tenorio

**AN ACT TO *AMEND* TITLE 10, GUAM CODE ANNOTATED, DIVISION 1, CHAPTER 2, §2907.2(a), RELATIVE TO PROVIDING ANNUAL MAMMOGRAMS FOR WOMEN FORTY (40) YEARS OF AGE AND OLDER WHO ARE CLIENTS OF THE MEDICALLY INDIGENT PROGRAM, WHEN MEDICALLY NECESSARY AND AS OTHERWISE STIPULATED.**

1        **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
3 finds that recommendations for annual mammograms have become common for  
4 all women over forty (40) years of age as a preventive measure for breast

1 cancer. Breast cancer is the most common non-skin cancer in women, and the  
2 second leading cause of cancer death in women in the United States.

3 Over a quarter of a million women were diagnosed with breast cancer in  
4 2009, and the U.S. National Cancer Institute projects nearly forty thousand  
5 (40,000) deaths from this dread disease will take place in 2010.

6 The National Cancer Institute recommends mammograms for women  
7 over forty (40) years of age every one (1) to two (2) years. Standard Medicare  
8 health insurance coverage already includes annual mammograms for women  
9 over forty (40) years of age. The American Cancer Society also recommends  
10 annual mammograms for women aged forty (40) years and older. Support for  
11 annual mammograms has grown stronger in recent years, and evidence has  
12 confirmed that mammograms offer substantial benefit for women in their 40s.

13 A yearly screening mammogram should become a standard practice for  
14 as long as women are in good health. Women can feel confident about the  
15 benefits associated with regular mammograms to assist in early discovery of  
16 cancer.

17 Women should be advised about the benefits, limitations, and potential  
18 harms linked with regular screening. Mammograms can miss some cancers, but  
19 despite their limitations, they remain a very effective and valuable tool for  
20 decreasing suffering and death from breast cancer. Mammograms for older  
21 women should be based on the individual, her health, and other serious  
22 illnesses, such as congestive heart failure, end-stage renal disease, chronic  
23 obstructive pulmonary disease, and moderate-to-severe dementia. Age alone  
24 should *not* be the reason to stop having regular mammograms. As long as a  
25 woman is in good health and would be a candidate for treatment, she should  
26 continue to be screened with a mammogram.

1 In light of these stark facts, *I Liheslatura* finds that it is imperative that  
2 the coverage provided under the Medically Indigent Program be updated to  
3 reflect the current standard for the use of mammograms in the early detection of  
4 breast cancer.

5 **Section 2.** Title 10, Guam Code Annotated, Divison 1, Chapter 2, §  
6 2907.2(a) is hereby *amended* to read:

7 “(a) The following out-patient medical services *shall* be covered  
8 when medically necessary and as otherwise stipulated:

9 (1) Physician Evaluation and Management Services;

10 (2) Laboratory Diagnostic Services;

11 (3) Diagnostic Radiology, Ultrasound and Mammography  
12 Screening Services, to include annual mammograms for women  
13 forty (40) years of age and older, or as recommended by the  
14 American Medical Association (AMA), and patients *shall* be  
15 advised about the benefits, limitations, and potential harms linked  
16 with regular screening;

17 (i) CT Scan or MRI services must be authorized by  
18 the MIP Program prior to the rendering of services;

19 (4) Prescription Drugs;

20 (5) Ambulatory Surgical Services;

21 (6) Renal Dialysis;

22 (7) Physical and Occupational Therapy;

23 (8) Respiratory Therapy;

24 (9) Emergency Room Services. The use of the Guam  
25 Memorial Hospital Emergency Room *shall* be limited to urgent  
26 and life threatening situations as diagnosed by the emergency  
27 physician, and a Five Dollar (\$5.00) co-payment is required.”