Unofficial Copy C3

23

24

(2)

1.

(i)

2000 Regular Session 0lr1687

By: Delegates Clagett, Rosso, and Rzepkowski Introduced and read first time: February 2, 2000 Assigned to: Economic Matters A BILL ENTITLED 1 AN ACT concerning 2 **Health Insurance - Coverage for In Vitro Fertilization** 3 FOR the purpose of providing that the requirement that the patient and the patient's spouse have a history of infertility of a certain duration to be eligible for certain 4 5 in vitro fertilization health insurance benefits does not apply if the infertility is 6 associated with abnormal male factors contributing to the infertility; and generally relating to coverage of benefits for in vitro fertilization. 7 BY repealing and reenacting, with amendments, 8 Article - Insurance 10 Section 15-810 Annotated Code of Maryland 11 (1997 Volume and 1999 Supplement) 12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 13 14 MARYLAND, That the Laws of Maryland read as follows: 15 **Article - Insurance** 16 15-810. 17 This section applies to: (a) 18 (1) each individual hospital or major medical insurance policy of an 19 insurer that: 20 1. is delivered or issued for delivery in the State; or (i) 2. 21 covers individuals who reside and work in the State; and 22 (ii) is written on an expense-incurred basis;

each group or blanket health insurance policy of an insurer that:

is issued or delivered in the State; or

HOUSE BILL 350

1				2.	covers individuals who reside and work in the State; and
2			(ii)	is writter	n on an expense-incurred basis; and
3	(3) each individual or group medical or major medical contract or certificate of a nonprofit health service plan that:				
5			(i)	is issued	or delivered in the State; or
6			(ii)	covers in	ndividuals who reside and work in the State.
9 10	(b) (1) A policy, contract, or certificate subject to this section that provides pregnancy-related benefits may not exclude benefits for all outpatient expenses arising from in vitro fertilization procedures performed on the policyholder, subscriber, or certificate holder, or dependent spouse of the policyholder, subscriber, or certificate holder.				
12 13	(2) The benefits under this subsection shall be provided to the same extent as the benefits provided for other pregnancy-related procedures.				
14	(c) Subsection (b) of this section applies if:				
15 16	(1) the patient is the policyholder, subscriber, or certificate holder, or a covered dependent of the policyholder, subscriber, or certificate holder;				
17	(2	()	the patie	nt's oocy	tes are fertilized with the patient's spouse's sperm;
18 19	of at least 5 year		(i) ation; or	the patie	nt and the patient's spouse have a history of infertility
20 21	conditions:		(ii)	the infer	tility is associated with any of the following medical
22				1.	endometriosis;
23 24	as DES; [or]			2.	exposure in utero to diethylstilbestrol, commonly known
25 26	tubes (lateral o	r bilate	ral salpir	3. ngectomy	blockage of, or surgical removal of, one or both fallopian); OR
27 28	CONTRIBUTI	NG TO	O THE IN		ABNORMAL MALE FACTORS, INCLUDING OLIGOSPERMIA ITY;
	(4) the patient has been unable to attain a successful pregnancy through a less costly infertility treatment for which coverage is available under the policy, contract, or certificate; and				
32 33	(5 facilities that co				zation procedures are performed at medical College of Obstetricians and Gynecologists

- 1 guidelines for in vitro fertilization clinics or to the American Fertility Society minimal2 standards for programs of in vitro fertilization.
- 3 SECTION 2.4 October 1, 2000. SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect