STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SENATE BILL 139

By: Dossett

AS INTRODUCED

An Act relating to health insurance; requiring certain health benefit plans to provide coverages for in vitro fertilization procedures in certain circumstances; providing exception to applicability of act; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6060.3b of Title 36, unless there is created a duplication in numbering, reads as follows:

A. Any health benefit plan that is offered, issued or renewed in this state on or after January 1, 2019, that provides pregnancy-related benefits for individuals covered under the plan, pursuant to Section 6060.3 of Title 36 of the Oklahoma Statutes, shall provide coverage for services and benefits on an expense incurred, service, or prepaid basis for outpatient expenses that arise from in vitro fertilization procedures. Benefits for in vitro fertilization procedures required under this section must be provided to the same
extent as benefits provided for other pregnancy-related procedures under the plan.

B. The coverage offered under subsection A of this section is required only if:

1. The patient for the in vitro fertilization procedure is an individual covered under the group health benefit plan;

2. The patient has a history of infertility of at least five continuous years' duration or the infertility is associated with:
   a. endometriosis,
   b. exposure in utero to diethylstilbestrol (DES),
   c. blockage of or surgical removal of one or both fallopian tubes, or
do. oligospermia;

3. The patient has been unable to attain a successful pregnancy through any less costly applicable infertility treatments for which coverage is available under the group health benefit plan; and

4. The in vitro fertilization procedures are performed at a medical facility that conforms to the minimal standards for programs of in vitro fertilization adopted by the American Society for Reproductive Medicine.

C. An insurer, health maintenance organization, or self-insuring employer that is owned by or that is part of an entity, group, or order that is directly affiliated with a bona fide religious denomination that includes as an integral part of its
beliefs and practices that in vitro fertilization is contrary to moral principles that the religious denomination considers to be an essential part of its beliefs is not required to offer coverage for in vitro fertilization

SECTION 2. This act shall become effective November 1, 2019.