

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 139

By: Dossett

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5
6 AS INTRODUCED

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

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

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

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

1 extent as benefits provided for other pregnancy-related procedures
2 under the plan.

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

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

7 2. The patient has a history of infertility of at least five
8 continuous years' duration or the infertility is associated with:

9 a. endometriosis,

10 b. exposure in utero to diethylstilbestrol (DES),

11 c. blockage of or surgical removal of one or both
12 fallopian tubes, or

13 d. oligospermia;

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

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

21 C. An insurer, health maintenance organization, or self-
22 insuring employer that is owned by or that is part of an entity,
23 group, or order that is directly affiliated with a bona fide
24 religious denomination that includes as an integral part of its

1 beliefs and practices that in vitro fertilization is contrary to
2 moral principles that the religious denomination considers to be an
3 essential part of its beliefs is not required to offer coverage for
4 in vitro fertilization

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

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