

1 HOUSE BILL NO. 560
 2 AMENDMENT IN THE NATURE OF A SUBSTITUTE
 3 (Proposed by the House Committee on Labor and Commerce
 4 on _____)
 5 (Patron Prior to Substitute--Delegate Helmer)

6 A BILL to direct the Health Insurance Reform Commission to consider coverage for infertility treatment
 7 in its 2025 essential health benefits benchmark plan review.

8 **Be it enacted by the General Assembly of Virginia:**

9 1. § 1. That the Health Insurance Reform Commission (the Commission) shall consider in its 2025 review
 10 of the essential health benefits benchmark plan, conducted pursuant to § 30-343.1 of the Code of Virginia,
 11 coverage for (i) diagnosis and treatment of infertility, (ii) standard fertility preservation procedures, and
 12 (iii) embryo transfer of an embryo that was created as a result of another individual's treatment for
 13 infertility and donated to a covered individual. Diagnosis and treatment of infertility shall include the
 14 recommended procedures and medications at the direction of a licensed physician that are consistent with
 15 established, published, or approved medical practices or professional guidelines published by the
 16 American College of Obstetricians and Gynecologists or the American Society for Reproductive
 17 Medicine. Standard fertility preservation procedures shall include procedures to preserve fertility that are
 18 consistent with established medical practices and professional guidelines published by the American
 19 Society for Reproductive Medicine or the American Society of Clinical Oncology for a person who has a
 20 medical condition or is expected to undergo medication therapy, surgery, radiation, chemotherapy, or
 21 other medical treatment that is recognized by medical professionals to cause a risk of impairment to
 22 fertility. As used in this act, "embryo transfer" has the same meaning as provided in § 20-156 of the Code
 23 of Virginia.

24 The Commission shall include such coverage in its recommendation to the General Assembly for
 25 a new essential health benefits benchmark plan unless the Commission identifies a compelling reason to
 26 exclude such coverage.

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