
A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The purpose of this Act is to require Hawaii
2 insurance companies to include, as a benefit, fertility
3 preservation procedures for men and women of reproductive age
4 who have been diagnosed with cancer and whose cancer treatment
5 may adversely affect their fertility.

6 SECTION 2. Chapter 431, Hawaii Revised Statutes, is
7 amended by adding a new section to article 10A to be
8 appropriately designated and to read as follows:

9 "§431:10A- Fertility preservation procedure coverage.

10 (a) Each policy of accident and health or sickness insurance
11 providing coverage for health care, except for policies that
12 provide coverage only for specified diseases or other limited
13 benefit coverage, shall provide coverage for fertility
14 preservation procedures; provided that:

15 (1) The insured is of reproductive age; and

16 (2) The insured is diagnosed with a cancer that may or
17 whose treatment may adversely affect the fertility of
18 the insured.



1 (b) Fertility preservation procedures that are covered
2 under this section shall apply only for sperm cryopreservation
3 procedures for men and embryo cryopreservation procedures for
4 women."

5 SECTION 3. Chapter 432, Hawaii Revised Statutes, is
6 amended by adding a new section to part VI of article 1 to be
7 appropriately designated and to read as follows:

8 "§432:1- Fertility preservation procedure coverage. (a)

9 All individual and group hospital and medical service contracts
10 providing health care coverage shall provide coverage for
11 fertility preservation procedures; provided that:

- 12 (1) The insured is of reproductive age;
13 (2) The insured is diagnosed with a cancer that may, or
14 whose treatment may adversely affect the fertility of
15 the insured.

16 (b) Fertility preservation procedures that are covered
17 under this section shall apply only for sperm cryopreservation
18 procedures for men and embryo cryopreservation procedures for
19 women."

20 SECTION 4. Section 432D-23, Hawaii Revised Statutes, is
21 amended to read as follows:



1 "§432D-23 Required provisions and benefits.
 2 Notwithstanding any provision of law to the contrary, each
 3 policy, contract, plan, or agreement issued in the State after
 4 January 1, 1995, by health maintenance organizations pursuant to
 5 this chapter, shall include benefits provided in sections
 6 431:10-212, 431:10A-115, 431:10A-115.5, 431:10A-116, 431:10A-
 7 116.5, 431:10A-116.6, 431:10A-119, 431:10A-120, 431:10A-121,
 8 431:10A-125, 431:10A-126, [~~and~~] 431:10A-122, and 431:10A- , and
 9 chapter 431M."

10 SECTION 5. Statutory material to be repealed is bracketed
 11 and stricken. New statutory material is underscored.

12 SECTION 6. This Act shall take effect upon its approval.
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INTRODUCED BY: Mark B. Lee

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JAN 19 2012

H.B. NO. 2105

Report Title:

Fertility Preservation Procedure Health Care Coverage

Description:

Requires insurance coverage for fertility preservation procedures for persons who are of reproductive age and are diagnosed with cancer that may, or whose treatment may adversely affect their fertility.

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