

House Bill 489

By: Representative Marin of the 96th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated,
2 relating to general provisions regarding insurance, so as to require health benefit policy
3 coverage for the diagnosis and treatment of infertility; to provide for definitions; to provide
4 for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to
8 general provisions regarding insurance, is amended by inserting a new Code section to read
9 as follows:

10 "33-24-59.13.

11 (a) As used in this Code section, the term:

12 (1) 'Diagnosis and treatment of infertility' means procedures consistent with established
13 medical practices in the treatment of infertility by licensed physicians and surgeons
14 including, but not limited to, diagnosis, diagnostic tests, medication, surgery, gamete
15 intrafallopian transfer, and in vitro fertilization.

16 (2) 'Health benefit policy' means any individual or group plan, policy, or contract for
17 health care services issued, delivered, issued for delivery, or renewed in this state which
18 provides major medical benefits, including those contracts executed by the State of
19 Georgia on behalf of indigents and on behalf of state employees under Article 1 of
20 Chapter 18 of Title 45, by a health care corporation, health maintenance organization,
21 preferred provider organization, accident and sickness insurer, fraternal benefit society,
22 hospital service corporation, medical service corporation, or other insurer or similar
23 entity.

24 (3) 'Infertility' means the condition of an otherwise presumably healthy individual who
25 is unable to conceive or sustain a pregnancy during a period of one year.

26 (4) 'Insurer' means any person, corporation, or other entity authorized to provide health
27 benefit policies under this title.

28 (b) Every health benefit policy that is delivered, issued, executed, or renewed in this state
29 or approved for issuance or renewal in this state on or after July 1, 2009, shall provide
30 coverage for medically necessary expenses of diagnosis and treatment of infertility."

31 **SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.