

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1017

4
5 By: Representative Greenberg
6
7

For An Act To Be Entitled

8
9 AN ACT TO REPEAL ARKANSAS CODE § 23-85-137,
10 MANDATING HEALTH INSURANCE COVERAGE FOR IN VITRO
11 FERTILIZATION; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 TO REPEAL ARKANSAS CODE § 23-85-137,
15 MANDATING HEALTH INSURANCE COVERAGE FOR
16 IN VITRO FERTILIZATION.
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code § 23-85-137 is repealed.

22 ~~23-85-137. In vitro fertilization coverage required.~~

23 ~~(a) All accident and health insurance companies doing business in this~~
24 ~~state shall include, as a covered expense, in vitro fertilization.~~

25 ~~(b) Pursuant to the applicable provisions of the Arkansas Insurance~~
26 ~~Code, the Insurance Commissioner may suspend or revoke the certificate of~~
27 ~~authority of any insurance company failing to comply with the provisions of~~
28 ~~this section.~~

29 ~~(c) After conducting appropriate studies and public hearings, the~~
30 ~~commissioner shall establish minimum and maximum levels of coverage to be~~
31 ~~provided by the accident and health insurance companies.~~

32 ~~(d) Coverage required under this section shall include services~~
33 ~~performed at a medical facility, licensed or certified by the Department of~~
34 ~~Health, those performed at a facility certified by the department that~~
35 ~~conforms to the American College of Obstetricians and Gynecologists'~~
36 ~~guidelines for in vitro fertilization clinics, or those performed at a~~



1 ~~facility certified by the department that meets the American Fertility~~
2 ~~Society minimal standards for programs of in vitro fertilization.~~

3 ~~(e) Continued certification shall require that the facility is~~
4 ~~achieving a reasonable success rate with both fertilization and births.~~

5 ~~(f) Appropriate laboratory facilities must be provided by the entity~~
6 ~~requesting certification.~~

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36