

HOUSE No. 1137

The Commonwealth of Massachusetts

PRESENTED BY:

Lindsay N. Sabadosa and Ruth B. Balser

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act ensuring access to full spectrum pregnancy care.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/18/2023</i>
<i>Ruth B. Balser</i>	<i>12th Middlesex</i>	<i>1/18/2023</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/23/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>1/23/2023</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>	<i>1/24/2023</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>1/25/2023</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>1/25/2023</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/26/2023</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>1/27/2023</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>1/27/2023</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>1/27/2023</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>	<i>1/27/2023</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>1/30/2023</i>
<i>Vanna Howard</i>	<i>17th Middlesex</i>	<i>1/31/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>1/31/2023</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/1/2023</i>
<i>Jacob R. Oliveira</i>	<i>Hampden, Hampshire and Worcester</i>	<i>2/2/2023</i>
<i>Michael P. Kushmerek</i>	<i>3rd Worcester</i>	<i>2/2/2023</i>

<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/3/2023</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>	<i>2/6/2023</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/7/2023</i>
<i>Samantha Montaño</i>	<i>15th Suffolk</i>	<i>2/8/2023</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>2/8/2023</i>
<i>Smitty Pignatelli</i>	<i>3rd Berkshire</i>	<i>2/9/2023</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>2/9/2023</i>
<i>Michelle L. Ciccolo</i>	<i>15th Middlesex</i>	<i>2/13/2023</i>
<i>James C. Arena-DeRosa</i>	<i>8th Middlesex</i>	<i>2/14/2023</i>
<i>Kate Donaghue</i>	<i>19th Worcester</i>	<i>2/14/2023</i>
<i>Margaret R. Scarsdale</i>	<i>1st Middlesex</i>	<i>2/15/2023</i>
<i>Adrienne Pusateri Ramos</i>	<i>14th Essex</i>	<i>2/15/2023</i>
<i>Steven Owens</i>	<i>29th Middlesex</i>	<i>2/15/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/19/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>2/20/2023</i>
<i>Erika Uytterhoeven</i>	<i>27th Middlesex</i>	<i>2/22/2023</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>2/24/2023</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>2/28/2023</i>

HOUSE No. 1137

By Representatives Sabadosa of Northampton and Balsler of Newton, a petition (accompanied by bill, House, No. 1137) of Lindsay N. Sabadosa, Ruth B. Balsler and others relative to access to full spectrum pregnancy care. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act ensuring access to full spectrum pregnancy care.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 17C of chapter 32A of the General Laws, as most recently amended
2 by section 8 of chapter 127 of the acts of 2022, is hereby amended by striking out the third
3 paragraph and inserting in place thereof the following paragraph:-

4 Coverage provided under this section shall not be subject to any deductible, coinsurance,
5 copayment or any other cost-sharing requirement; provided, however, that deductibles,
6 coinsurance or copayments shall be required if the applicable plan is governed by the federal
7 Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on
8 deductibles, coinsurance or copayments for these services. Coverage offered under this section
9 shall not impose unreasonable restrictions or delays in the coverage.

10 SECTION 2. Said section 17C of said chapter 32A, as most recently amended by section
11 8 of chapter 127, is hereby further amended by adding the following sentence:-

12 The commission shall ensure plan compliance with this section.

13 SECTION 3. Section 10A of chapter 118E of the General Laws, as most recently
14 amended by section 19 of chapter 127 of the acts of 2022, is hereby amended by adding the
15 following paragraphs:-

16 Nothing in this section shall be construed to deny or restrict the division's authority to
17 ensure its contracted health insurers, health plans, health maintenance organizations, behavioral
18 health management firms and third-party administrators under contract to a Medicaid managed
19 care organization or primary care clinician plan are in compliance with this chapter.

20 The division shall ensure plan compliance with this chapter.

21 SECTION 4. Section 47F of chapter 175 of the General Laws, as most recently amended
22 by section 22 of chapter 127 of the acts of 2022, is hereby amended by striking out the fourth
23 paragraph and inserting in place thereof the following paragraph:-

24 Coverage provided under this section shall not be subject to any deductible, coinsurance,
25 copayment or any other cost-sharing requirement; provided, however, that deductibles,
26 coinsurance or copayments shall be required if the applicable plan is governed by the federal
27 Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on
28 deductibles, coinsurance or copayments for these services. Coverage offered under this section
29 shall not impose unreasonable restrictions or delays in the coverage.

30 SECTION 5. Said section 47F of said chapter 175, as recently amended by section 22 of
31 chapter 127 of the acts of 2022, is hereby further amended by adding the following sentence:-

32 The commissioner shall ensure plan compliance with this section.

33 SECTION 6. Section 8H of chapter 176A of the General Laws, as most recently amended
34 by section 26 of chapter 127 of the acts of 2022, is hereby amended by striking out the fourth
35 paragraph and inserting in place thereof the following paragraph:-

36 Coverage provided under this section shall not be subject to any deductible, coinsurance,
37 copayment or any other cost-sharing requirement; provided, however, that deductibles,
38 coinsurance or copayments shall be required if the applicable plan is governed by the federal
39 Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on
40 deductibles, coinsurance or copayments for these services. Coverage offered under this section
41 shall not impose unreasonable restrictions or delays in the coverage.

42 SECTION 7. Said section 8H of said chapter 176A, as most recently amended by section
43 26 of chapter 127 of the acts of 2022, is hereby further amended by adding the following
44 sentence:-

45 The commissioner shall ensure plan compliance with this section.

46 SECTION 8. Section 4H of chapter 176B of the General Laws, as most recently amended
47 by section 29 of chapter 127 of the acts of 2022, is hereby amended by striking out the fourth
48 paragraph and inserting in place thereof the following paragraph:-

49 Coverage provided under this section shall not be subject to any deductible, coinsurance,
50 copayment or any other cost-sharing requirement; provided, however, that deductibles,
51 coinsurance or copayments shall be required if the applicable plan is governed by the federal
52 Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on
53 deductibles, coinsurance or copayments for these services. Coverage offered under this section
54 shall not impose unreasonable restrictions or delays in the coverage.

55 SECTION 9. Said section 4H of said chapter 176B, as most recently amended by section
56 29 of chapter 127 of the acts of 2022, is hereby further amended by adding the following
57 sentence:-

58 The commissioner shall ensure plan compliance with this section.

59 SECTION 10. Section 4I of chapter 176G of the General Laws, as most recently
60 amended by section 31 of chapter 127 of the acts of 2022, is hereby amended by striking out the
61 third paragraph and inserting in place thereof the following paragraph:-

62 Coverage provided under this section shall not be subject to any deductible, coinsurance,
63 copayment or any other cost-sharing requirement; provided, however, that deductibles,
64 coinsurance or copayments shall be required if the applicable plan is governed by the federal
65 Internal Revenue Code and would lose its tax-exempt status as a result of the prohibition on
66 deductibles, coinsurance or copayments for these services. Coverage offered under this section
67 shall not impose unreasonable restrictions or delays in the coverage.

68 SECTION 11. Said section 4I of said chapter 176G, as most recently amended by section
69 31 of chapter 127 of the acts of 2022, is hereby amended by adding the following sentence:-

70 The commissioner shall ensure plan compliance with this section.

71 SECTION 12. Sections 1 to 11, inclusive, shall apply to all policies, contracts and
72 certificates of health insurance subject to chapters 32A, 118E, 175, 176A, 176B and 176G of the
73 General Laws that are delivered, issued or renewed 6 months from the effective date of this act.