

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1082**

Introduced by Conrad, 46.

Read first time January 09, 2024

Committee:

- 1 A BILL FOR AN ACT relating to the Nebraska State Insurance Program; to
- 2 amend sections 84-1607, 84-1608, and 84-1609, Reissue Revised
- 3 Statutes of Nebraska; to require coverage for in vitro fertilization
- 4 as prescribed; to harmonize provisions; to repeal the original
- 5 sections; and to declare an emergency.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 84-1607, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 84-1607 (1) The group life insurance contract or contracts may  
4 permit the extension of special benefits, such as accidental death and  
5 dismemberment benefits, amounts of life insurance in addition to the  
6 amount provided in section 84-1605, and the extension of coverage to  
7 dependents. Any coverage under this section shall be borne solely by the  
8 employee.

9 (2) The special coverages permitted by this section shall be made  
10 available uniformly to all employees, but each employee shall retain the  
11 option to choose the special coverage or coverages which he or she  
12 desires or to reject all such special coverages.

13 Sec. 2. Section 84-1608, Reissue Revised Statutes of Nebraska, is  
14 amended to read:

15 84-1608 (1) The group health insurance contract or contracts may  
16 permit the extension of special benefits, such as insurance over and  
17 above that provided by the basic coverage specified in section 84-1605,  
18 dental health insurance, disability insurance, accidental death and  
19 dismemberment benefits, disability income replacement benefits, and the  
20 extension of coverage to dependents. Any coverage under this section may  
21 be borne solely by the employee.

22 (2) The special coverages permitted by this section shall be made  
23 available uniformly to all employees, but each employee shall retain the  
24 option to choose the special coverage or coverages which he or she  
25 desires or to reject all such special coverages.

26 Sec. 3. Section 84-1609, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28 84-1609 (1) Beginning July 1, 2024, the Nebraska State Insurance  
29 Program shall include coverage for in vitro fertilization.

30 (2) In providing the coverage required under subsection (1) of this  
31 section, the program may:

1       (a) Limit coverage to a lifetime maximum benefit of four completed  
2 egg retrievals;

3       (b) Limit coverage to those individuals who have been unable to  
4 conceive or produce conception or sustain a successful pregnancy through  
5 less expensive and medically viable infertility treatment or procedures  
6 covered under the program, except that nothing in this subdivision shall  
7 be construed to deny the coverage required by this section to any  
8 individual who foregoes a particular infertility treatment or procedure  
9 if the individual's physician determines that such treatment or procedure  
10 is likely to be unsuccessful; and

11       (c) Require that covered treatment or procedures be performed at  
12 facilities that conform to the standards and guidelines developed by the  
13 American Society for Reproductive Medicine or the Society for  
14 Reproductive Endocrinology and Infertility.

15       ~~The special coverages permitted by sections 84-1607 and 84-1608~~  
16 ~~shall be made available uniformly to all employees, but each employee~~  
17 ~~shall retain the option to choose the special coverage or coverages which~~  
18 ~~he or she desires or to reject all such special coverages.~~

19       Sec. 4. Original sections 84-1607, 84-1608, and 84-1609, Reissue  
20 Revised Statutes of Nebraska, are repealed.

21       Sec. 5. Since an emergency exists, this act takes effect when  
22 passed and approved according to law.