

be provided to the same extent as benefits provided for other pregnancy-related procedures under certain circumstances; and generally relating to benefits for in vitro fertilization.

BY adding to

Article 48A - Insurance Code
Section 354CC, 470V, and 477CC
Annotated Code of Maryland
(1979 Replacement Volume and 1984 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 48A - Insurance Code

354CC.

EACH GROUP MEDICAL OR MAJOR MEDICAL CONTRACT OR CERTIFICATE ISSUED OR DELIVERED WITHIN THE STATE BY A NONPROFIT HEALTH SERVICE PLAN SHALL INCLUDE BENEFITS FOR INPATIENT OR OUTPATIENT EXPENSES ARISING FROM IN VITRO FERTILIZATION PROCEDURES PERFORMED ON THE SUBSCRIBER OR THE SUBSCRIBER'S DEPENDENT SPOUSE.

EVERY INDIVIDUAL OR GROUP CONTRACT DELIVERED OR ISSUED FOR DELIVERY IN THIS STATE ON AN EXPENSE INCURRED BASIS UNDER WHICH MATERNITY BENEFITS ARE PROVIDED FOR EXPENSES ARISING FROM PREGNANCY AND CHILD BIRTH SHALL PROVIDE BENEFITS FOR EXPENSES ARISING FROM IN VITRO FERTILIZATION PROCEDURES PERFORMED ON:

(1) THE SUBSCRIBER, OR

(2) THE DEPENDENT SPOUSE OF THE SUBSCRIBER IF THE CONTRACT OTHERWISE COVERS THE DEPENDENT SPOUSE.

EACH GROUP OR INDIVIDUAL MEDICAL OR MAJOR MEDICAL CONTRACT OR CERTIFICATE ISSUED OR DELIVERED WITHIN THE STATE BY A NONPROFIT HEALTH SERVICE PLAN AND WHICH PROVIDES PREGNANCY-RELATED BENEFITS, MAY NOT EXCLUDE BENEFITS FOR ALL OUTPATIENT EXPENSES ARISING FROM IN VITRO FERTILIZATION PROCEDURES PERFORMED ON THE SUBSCRIBER OR THE SUBSCRIBER'S DEPENDENT SPOUSE, PROVIDED THAT:

(1) BENEFITS UNDER THIS SECTION SHALL BE PROVIDED TO THE SAME EXTENT AS THE BENEFITS PROVIDED FOR OTHER PREGNANCY-RELATED PROCEDURES;

(2) THE PATIENT IS A SUBSCRIBER OR COVERED DEPENDENT OF THE SUBSCRIBER;

(3) THE PATIENT'S OOCYTES ARE FERTILIZED WITH THE PATIENT'S SPOUSE'S SPERM;