

1 **SENATE FLOOR VERSION**

2 February 28, 2024

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1334

6 By: Seifried, Garvin, and
7 Bullard

8 [health insurance - fertility preservation services
9 - coverage - religious exemption - noncodification -
10 codification - effective date]

11
12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law not to be
14 codified in the Oklahoma Statutes reads as follows:

15 This act shall be known and may be cited as "Corinne's Law".

16 SECTION 2. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 6060.8b of Title 36, unless
18 there is created a duplication in numbering, reads as follows:

19 A. As used in this section:

20 1. "Health benefit plan" means a health benefit plan as defined
21 pursuant to Section 6060.4 of Title 36 of the Oklahoma Statutes;

22 2. "Iatrogenic infertility" means an impairment of fertility
23 caused directly or indirectly by surgery, chemotherapy, radiation,
24 or other medical treatment with a potential side effect of impaired

1 fertility as established by the American Society of Clinical
2 Oncology or the American Society for Reproductive Medicine;

3 3. "Religious employer" means an employer that is a church,
4 convention or association of churches, or an elementary or secondary
5 school that is controlled, operated, or principally supported by a
6 church or a convention or association of churches as defined
7 pursuant to Section 3121(w) (3) (A) of the Internal Revenue Code and
8 that qualifies as a tax-exempt organization under Section 501(c) (3)
9 of the Internal Revenue Code;

10 4. "Reproductive age" means the age range in which an
11 individual is deemed fertile as established by the American Society
12 of Clinical Oncology and/or the American Society for Reproductive
13 Medicine; and

14 5. "Standard fertility preservation services" means oocyte and
15 sperm preservation procedures, including ovarian tissue, sperm, and
16 oocyte cryopreservation, that are consistent with established
17 medical practices or professional guidelines published by the
18 American Society of Clinical Oncology or the American Society for
19 Reproductive Medicine; provided, however, standard fertility
20 preservation services shall not include storage.

21 B. 1. Any health benefit plan including the Oklahoma Employees
22 Insurance Plan that is offered, issued, or renewed on and after the
23 effective date of this act shall provide coverage for medically
24 necessary expenses relating to standard fertility preservation

1 services when a medically necessary treatment may directly or
2 indirectly cause iatrogenic infertility. Coverage under this
3 section shall extend to covered individuals who have been diagnosed
4 with cancer for which necessary cancer treatment may directly or
5 indirectly cause iatrogenic infertility and who are within
6 reproductive age.

7 2. A health benefit plan shall not require preauthorization for
8 coverage of standard fertility preservation services; however, a
9 health benefit plan may contain provisions for maximum benefits and
10 may subject the covered service to the same deductible, copayment,
11 coinsurance, and reasonable limitations and exclusions to the extent
12 that these applications are not inconsistent with the provisions of
13 this section.

14 C. 1. A religious employer may submit a written request for
15 exemption to a carrier of a health benefit plan, and such carrier
16 shall grant the exemption if the coverage required by this section
17 conflicts with the religious employer's bona fide religious beliefs
18 and practices. A religious employer that obtains an exemption
19 pursuant to this subsection shall provide prospective enrollees of
20 its health benefit plan with written notice of the exemption.

21 2. Nothing in this subsection shall prohibit an enrollee of a
22 health benefit plan provided by his or her religious employer from
23 purchasing, at his or her own expense, a supplemental insurance
24 policy that covers standard fertility preservation services.

1 SECTION 3. This act shall become effective January 1, 2025.

2 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
3 February 28, 2024 - DO PASS AS AMENDED
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