

118TH CONGRESS
1ST SESSION

H. R. 4816

To amend title XXVII of the Public Health Service Act to require group health plans and health insurance issuers offering group or individual health insurance coverage to permit enrollees to obtain a 365-day supply of contraceptives.

IN THE HOUSE OF REPRESENTATIVES

JULY 20, 2023

Ms. UNDERWOOD (for herself, Ms. SHERRILL, Mrs. CHERFILUS-McCORMICK, and Ms. TITUS) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XXVII of the Public Health Service Act to require group health plans and health insurance issuers offering group or individual health insurance coverage to permit enrollees to obtain a 365-day supply of contraceptives.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REQUIRING GROUP HEALTH PLANS AND**
2 **GROUP AND INDIVIDUAL HEALTH INSUR-**
3 **ANCE COVERAGE TO PERMIT AN INDIVIDUAL**
4 **TO OBTAIN A 365-DAY SUPPLY OF CONTRA-**
5 **CEPTIVES.**

6 (a) REQUIREMENT.—

7 (1) IN GENERAL.—Section 2713(a) of the Pub-
8 lic Health Service Act (42 U.S.C. 300gg–13(a)) is
9 amended by adding at the end of the matter fol-
10 lowing paragraph (5), the following: “To be in com-
11 pliance with the requirement under paragraph (4),
12 regardless of the guidelines described in such para-
13 graph, the Secretary shall require a group health
14 plan or health insurance issuer offering group or in-
15 dividual health insurance coverage to permit an en-
16 rollee under such plan or coverage to obtain (includ-
17 ing in a single fill or refill), at the option of such
18 individual, the total days of supply (not to exceed a
19 365-day supply) for a contraceptive for which cov-
20 erage is otherwise required without the imposition of
21 any cost-sharing requirements pursuant to such
22 paragraph.”.

23 (2) EFFECTIVE DATE.—The amendment made
24 by this section shall apply with respect to plan years
25 beginning on or after January 1, 2024.

1 (b) OUTREACH.—Beginning not later than 90 days
2 after the date of the enactment of this Act, the Secretary
3 of Health and Human Services, the Secretary of Labor,
4 and the Secretary of the Treasury shall jointly conduct
5 such outreach activities as are necessary to inform health
6 care providers and individuals who are enrolled (and who
7 are eligible to enroll) in group health plans and group and
8 individual health insurance coverage (as such terms are
9 defined in section 2791 of the Public Health Service Act
10 (42 U.S.C. 300gg–91)) of the benefit requirements applied
11 pursuant to the amendment made by subsection (a)(1).

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