

AMENDED IN ASSEMBLY APRIL 27, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 428

Introduced by Assembly Member Portantino
(Coauthor: Assembly Member Mendoza)
(Coauthor: Senator Evans)

February 14, 2011

An act to add Section 1374.551 to the Health and Safety Code, and to add Section 10119.61 to the Insurance Code, relating to health care coverage.

LEGISLATIVE COUNSEL'S DIGEST

AB 428, as amended, Portantino. Health care coverage: fertility preservation.

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care and makes a *willful* violation of the act a crime. Existing law also provides for the regulation of health insurers by the Department of Insurance. Under existing law, a health care service plan and a health insurer are

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1374.551 is added to the Health and
2 Safety Code, to read:

3 1374.551. Every group or individual health care service plan
4 that is issued, amended, or renewed on and after January 1, 2012,
5 that provides hospital, medical, or surgical coverage shall include
6 coverage for medically necessary expenses for standard fertility
7 preservation services when a necessary medical treatment may
8 directly or indirectly cause iatrogenic infertility to an enrollee.

9 SEC. 2. Section 10119.61 is added to the Insurance Code, to
10 read:

11 10119.61. Every health insurer