

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

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.

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IN THE SENATE OF THE UNITED STATES

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Mr. FETTERMAN introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**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 day supply (not to exceed a 365-  
19 day supply) for a contraceptive for which coverage is  
20 otherwise required without the imposition of any  
21 cost-sharing requirements pursuant to such para-  
22 graph.”.

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).