

**SENATE . . . . . No. 485**

---

The Commonwealth of Massachusetts

\_\_\_\_\_  
**In the Year Two Thousand Nine**  
\_\_\_\_\_

An Act relative to increasing coverage for infertility treatments..

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Section 47 H of chapter 175 of the general laws as appearing in the 2000  
2 Official Edition is hereby amended by inserting after the word “year,” in line 23, the following  
3 words:- if the female is age 35 or younger or during a period of six months if the female is over  
4 age 35. For purposes of meeting the criteria for infertility in this section, if a person  
5 conceives but is unable to carry that pregnancy to live birth, the period of time she attempted to  
6 conceive prior to achieving that pregnancy shall be included in the calculation of the one-year or  
7 six-month period, as applicable.

8           SECTION 2. Section 8k of chapter 176A of the general laws as so appearing is hereby  
9 amended by inserting after the word “year,” in line 14, the following words:- if the female is age  
10 35 or younger or during a period of six months if the female is over age 35. For purposes  
11 of meeting the criteria for infertility in this section, if a person conceives but is unable to carry  
12 that pregnancy to live birth, the period of time she attempted to conceive prior to achieving that  
13 pregnancy shall be included in the calculation of the one-year or six-month period, as applicable.

14           SECTION 3. Section 4J of chapter 176B of the general laws as so appearing is hereby  
15 amended by inserting after the word “year,” in line 15, the following words”- if the female is age  
16 35 or younger or during a period of six months if the female is over age 35. For purposes  
17 of meeting the criteria for infertility in this section, if a person conceives but is unable to carry  
18 that pregnancy to live birth, the period of time she attempted to conceive prior to achieving that  
19 pregnancy shall be included in the calculation of the one-year or six-month period, as applicable.

20