

SENATE, No. 3805

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MAY 30, 2019

Sponsored by:

Senator M. TERESA RUIZ

District 29 (Essex)

Senator NELLIE POU

District 35 (Bergen and Passaic)

Co-Sponsored by:

Senator Greenstein

SYNOPSIS

Requires health benefits coverage for breastfeeding support.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/28/2019)

1 AN ACT concerning health benefits coverage for breastfeeding
2 support and supplementing various parts of the statutory law.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. a. A hospital service corporation contract that provides
8 hospital or medical expense benefits and is delivered, issued,
9 executed or renewed in this State, or approved for issuance or
10 renewal in this State by the Commissioner of Banking and
11 Insurance, on or after the effective date of P.L. ,
12 c. (C.)(pending before the Legislature as this bill), shall
13 provide coverage without requiring any cost sharing, for expenses
14 incurred in the provision of breastfeeding support and counseling
15 before or after the birth of an infant and the provision of a breast
16 pump.

17 b. This section shall apply to those contracts in which the
18 hospital service corporation has reserved the right to change the
19 premium.

20

21 2. a. A medical service corporation contract that provides
22 hospital or medical expense benefits and is delivered, issued,
23 executed or renewed in this State, or approved for issuance or
24 renewal in this State by the Commissioner of Banking and
25 Insurance, on or after the effective date of P.L. ,
26 c. (C.)(pending before the Legislature as this bill), shall
27 provide coverage without requiring any cost sharing, for expenses
28 incurred in the provision of breastfeeding support and counseling
29 before or after the birth of an infant and the provision of a breast
30 pump.

31 b. This section shall apply to those contracts in which the
32 medical service corporation has reserved the right to change the
33 premium.

34

35 3. a. A health service corporation contract that provides
36 hospital or medical expense benefits and is delivered, issued,
37 executed or renewed in this State, or approved for issuance or
38 renewal in this State by the Commissioner of Banking and
39 Insurance, on or after the effective date of P.L. ,
40 c. (C.)(pending before the Legislature as this bill), shall
41 provide coverage without requiring any cost sharing, for expenses
42 incurred in the provision of breastfeeding support and counseling
43 before or after the birth of an infant and the provision of a breast
44 pump.

45 b. This section shall apply to those contracts in which the
46 health service corporation has reserved the right to change the
47 premium.

48

49 4. a. An individual health insurer policy that provides hospital

1 or medical expense benefits and is delivered, issued, executed or
2 renewed in this State, or approved for issuance or renewal in this
3 State by the Commissioner of Banking and Insurance, on or after
4 the effective date of P.L. , c. (C.)(pending before the
5 Legislature as this bill), shall provide coverage without requiring
6 any cost sharing, for expenses incurred in the provision of
7 breastfeeding support and counseling before or after the birth of an
8 infant and the provision of a breast pump.

9 b. This section shall apply to those policies in which the insurer
10 has reserved the right to change the premium.

11

12 5. a. A group health insurer policy that provides hospital or
13 medical expense benefits and is delivered, issued, executed or
14 renewed in this State, or approved for issuance or renewal in this
15 State by the Commissioner of Banking and Insurance, on or after
16 the effective date of P.L. , c. (C.)(pending before the
17 Legislature as this bill), shall provide coverage without requiring
18 any cost sharing, for expenses incurred in the provision of
19 breastfeeding support and counseling before or after the birth of an
20 infant and the provision of a breast pump.

21 b. This section shall apply to those policies in which the insurer
22 has reserved the right to change the premium.

23

24 6. a. An individual health benefits plan that provides hospital
25 or medical expense benefits and is delivered, issued, executed or
26 renewed in this State, or approved for issuance or renewal in this
27 State by the Commissioner of Banking and Insurance, on or after
28 the effective date of P.L. , c. (C.)(pending before the
29 Legislature as this bill), shall provide coverage without requiring
30 any cost sharing, for expenses incurred in the provision of
31 breastfeeding support and counseling before or after the birth of an
32 infant and the provision of a breast pump.

33 b. This section shall apply to all individual health benefits
34 plans in which the carrier has reserved the right to change the
35 premium.

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37 7. a. A small employer health benefits plan that provides
38 hospital or medical expense benefits and is delivered, issued,
39 executed or renewed in this State, or approved for issuance or
40 renewal in this State by the Commissioner of Banking and
41 Insurance, on or after the effective date of P.L. ,
42 c. (C.)(pending before the Legislature as this bill), shall
43 provide coverage without requiring any cost sharing, for expenses
44 incurred in the provision of breastfeeding support and counseling
45 before or after the birth of an infant and the provision of a breast
46 pump.

47 b. This section shall apply to all small employer health benefits
48 plans in which the carrier has reserved the right to change the
49 premium.

1 8. a. A health maintenance organization contract that provides
2 hospital or medical expense benefits and is delivered, issued,
3 executed or renewed in this State, or approved for issuance or
4 renewal in this State by the Commissioner of Banking and
5 Insurance, on or after the effective date of P.L. _____,

6 c. (C. _____)(pending before the Legislature as this bill), shall
7 provide coverage without requiring any cost sharing, for expenses
8 incurred in the provision of breastfeeding support and counseling
9 before or after the birth of an infant and the provision of a breast
10 pump.

11 b. The provisions of this section shall apply to those contracts
12 for health care services by health maintenance organizations under
13 which the right to change the schedule of charges for enrollee
14 coverage is reserved.

15

16 9. The State Health Benefits Commission shall ensure that
17 every contract purchased by the commission on or after the
18 effective date of this act that provides hospital or medical expense
19 benefits shall provide coverage without requiring any cost sharing,
20 for expenses incurred in the provision of breastfeeding support and
21 counseling before or after the birth of an infant and the provision of
22 a breast pump.

23

24 10. The School Employees' Health Benefits Commission shall
25 ensure that every contract purchased by the commission on or after
26 the effective date of this act that provides hospital or medical
27 expense benefits shall provide coverage without requiring any cost
28 sharing, for expenses incurred in the provision of breastfeeding
29 support and counseling before or after the birth of an infant and the
30 provision of a breast pump.

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32 11. This act shall take effect on the 90th day next following
33 enactment.

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STATEMENT

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38 This bill requires health insurers (health, hospital and medical
39 service corporations, commercial individual and group health
40 insurers; health maintenance organizations, health benefits plans
41 issued pursuant to the New Jersey Individual Health Coverage and
42 Small Employer Health Benefits Programs, the State Health
43 Benefits Program, and the School Employees' Health Benefits
44 Program) to provide coverage without requiring any cost sharing,
45 for expenses incurred in the provision of breastfeeding support and
46 counseling before or after the birth of an infant and the provision of
47 a breast pump.