

SECOND REGULAR SESSION

HOUSE BILL NO. 3368

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BURTON.

4666H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapters 208 and 376, RSMo, by adding thereto two new sections relating to payments for vasectomies.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapters 208 and 376, RSMo, are amended by adding thereto two new sections, to be known as sections 208.667 and 376.1170, to read as follows:

208.667. 1. Subject to appropriation, there is hereby established within the department of social services a state assistance program to cover the cost of vasectomies for uninsured residents of this state.

2. Every male person who is a resident of this state and who does not have employer-sponsored health insurance coverage or coverage under a public health insurance program shall be eligible for full coverage of the cost of a vasectomy under the program. Notwithstanding any provision of this chapter to the contrary, a person's income or resources shall not be considered to determine eligibility for the program. The department of social services shall establish by rule an application process to verify eligibility for the program.

3. The department of social services shall not require a finding of medical necessity for the vasectomy or establish any other restrictions on eligibility other than those restrictions specified in this section.

4. The department of social services shall make payments for vasectomies to appropriate medical providers on behalf of persons eligible under this section on the basis of the reasonable cost of the vasectomies as defined and determined by the department by rule.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

18 **5. The program created under this section is subject to the annual appropriation**
19 **of funds by the general assembly. Benefits are limited by moneys so appropriated.**

20 **6. (1) There is hereby created in the state treasury the "Vasectomy Fund",**
21 **which shall consist of moneys appropriated to it by the general assembly and any gift,**
22 **contributions, grants, or bequests from federal, private, or other sources. The state**
23 **treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180,**
24 **the state treasurer may approve disbursements. The fund shall be a dedicated fund and,**
25 **upon appropriation, moneys in this fund shall be used solely for payments for**
26 **vasectomies provided through the program created under this section and for**
27 **administrative expenses associated with the program.**

28 **(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys**
29 **remaining in the fund at the end of the biennium shall not revert to the credit of the**
30 **general revenue fund.**

31 **(3) The state treasurer shall invest moneys in the fund in the same manner as**
32 **other funds are invested. Any interest and moneys earned on such investments shall be**
33 **credited to the fund.**

34 **7. The department of social services shall promulgate rules to implement the**
35 **provisions of this section. Any rule or portion of a rule, as that term is defined in section**
36 **536.010, that is created under the authority delegated in this section shall become**
37 **effective only if it complies with and is subject to all of the provisions of chapter 536 and,**
38 **if applicable, section 536.028. This section and chapter 536 are nonseverable and if any**
39 **of the powers vested with the general assembly pursuant to chapter 536 to review, to**
40 **delay the effective date, or to disapprove and annul a rule are subsequently held**
41 **unconstitutional, then the grant of rulemaking authority and any rule proposed or**
42 **adopted after August 28, 2026, shall be invalid and void.**

376.1170. 1. As used in this section, the terms "health carrier" and "health
2 **benefit plan" shall have the same meanings given to the terms in section 376.1350.**

3 **2. Each health carrier or health benefit plan that offers or issues health benefit**
4 **plans that are delivered, issued for delivery, continued, or renewed in this state on or**
5 **after January 1, 2027, shall provide coverage for vasectomies.**

6 **3. A health carrier or health benefit plan shall not require a finding of medical**
7 **necessity for the vasectomy or establish any other restrictions on eligibility for the**
8 **coverage required under this section.**

9 **4. Health care services required by this section shall not be subject to any greater**
10 **deductible or co-payment than any other health care service provided by the health**
11 **benefit plan.**

12 **5. The provisions of this section shall not apply to a supplemental insurance**
13 **policy, including a life care contract, accident-only policy, specified disease policy,**
14 **hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-**
15 **term care policy, short-term major medical policy of six months' or less duration, or any**
16 **other supplemental policy as determined by the director of the department of commerce**
17 **and insurance.**

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