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House of Representatives  
COMMONWEALTH OF PENNSYLVANIA  
HARRISBURG

August 15, 2023

Katie Merritt  
Director of Policy and Planning  
Office of Insurance Commissioner  
1326 Strawberry Square  
Harrisburg, PA 17120

Dear Director Merritt:

I write today to urge you to add coverage of infertility care to Pennsylvania's essential health benefits (EHB) package.

Under the Affordable Care Act, individual and small group (50 or fewer employees) health insurance policies must cover the ten categories of EHBs. Each state can select a benchmark plan to describe what specific benefits must be included in each EHB category.

Pennsylvania is behind the times. We have not updated our benchmark plan since 2017. The Insurance Department's reevaluation of Pennsylvania's EHB package shows the department's commitment to ensuring consumers get the care they need, when they need it.

Many Pennsylvanians want to start a family but need fertility care to do so. And no one should be denied this chance because their health insurance doesn't cover infertility care. That's why I introduced House Bill 1383. But the legislative process takes time. And the Insurance Department, by updating Pennsylvania's EHB package, can ensure coverage of this care in individual and small group policies.

Thus, I urge you to ensure coverage of fertility care, as contemplated in my House Bill 1383, is included in any update to Pennsylvania's EHB package.

Sincerely,

A handwritten signature in black ink that reads "Steve Malagari". The signature is fluid and cursive, with the first name "Steve" being particularly prominent.

Steve Malagari  
State Representative  
53rd Legislative District