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2 Chairman Phil Mendelson

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Councilmember Charles Allen

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6 Councilmember David Grosso

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Councilmember Kenyan R. McDuffie

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10 Councilmember Robert C. White, Jr.

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13 A BILL  
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18 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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23 To amend, on an emergency basis, the Women’s Health and Cancer Rights Federal Law  
24 Conformity Act of 2000 to require insurers to cover preventive services for women without  
25 cost-sharing, and to require insurers to provide information regarding that coverage to  
26 participants and beneficiaries and potential participants and beneficiaries.  
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28 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
29 act may be cited as the “Defending Access to Women’s Health Care Services Emergency  
30 Amendment Act of 2017”.

31 Sec. 2. The Women's Health and Cancer Rights Federal Law Conformity Act of 2000,  
32 effective April 3, 2001 (D.C. Law 13-254; D.C. Official Code § 31-3831 *et seq.*), is amended by  
33 adding a new section 5b to read as follows:

34 “Sec. 5b. Coverage of women’s preventive health services.

35 “(a) An individual health plan or group health plan, a health insurer offering health  
36 insurance coverage for prescription drugs, and health insurance coverage through Medicaid and  
37 the DC Alliance program shall provide coverage for and shall not impose any cost sharing

38 requirements for the following preventive health services for women required under section 2713  
39 of the Patient Protection and Affordable Care Act, approved March 23, 2010 (124 Stat. 131; 42  
40 U.S.C. § 300gg-13), and the act’s implementing regulations and guidelines:

41 “(1) Those evidence-based items or services that have in effect a rating of “A” or  
42 “B” in the recommendations of the United States Preventive Services Task Force as of April 4,  
43 2017;

44 “(2) Such additional preventive care and screenings not described in paragraph (1)  
45 as provided for in comprehensive guidelines supported by the Health Resources and Services  
46 Administration as of April 4, 2017; and

47 “(3) Any additional preventive services identified after April 4, 2017, by the United  
48 States Preventive Services Task Force or the Health Resources and Services Administration of the  
49 United States Department of Health and Human Services.

50 “(b) A health insurer that is subject to this section shall make readily accessible to  
51 participants and beneficiaries and potential participants and beneficiaries, in a consumer-friendly  
52 format, information about the coverage required under this section. The health insurer must  
53 provide the information:

54 “(1) On the health insurer’s website;

55 “(2) In writing to a participant and beneficiary as an addendum to any summary of  
56 benefits and coverage required by law; and

57 “(3) In written materials about benefits or coverage that are provided to participants  
58 or beneficiaries or potential participants or beneficiaries.”.

59 Sec. 3. Fiscal impact statement.

60 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact

61 statement required by section 4a of the General Legislative Procedures Act of 1975, approved  
62 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

63 Sec. 4. Effective date.

64 This act shall take effect following approval by the Mayor (or in the event of veto by the  
65 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than  
66 90 days, as provided for emergency acts of the Council of the District of Columbia in section  
67 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;  
68 D.C. Official Code § 1-204.12(a)).

DRAFT