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2 Chairman Phil Mendelson

Councilmember Charles Allen

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6 Councilmember David Grosso

Councilmember Kenyan R. McDuffie

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10 Councilmember Robert C. White, Jr.

Councilmember Elissa Silverman

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14 Councilmember Brianne K. Nadeau

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17 A BILL
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22 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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27 To amend, on a temporary basis, the Women’s Health and Cancer Rights Federal Law Conformity
28 Act of 2000 to require insurers to cover preventive services for women without cost-
29 sharing, and to require insurers to provide information regarding that coverage to
30 participants and beneficiaries and potential participants and beneficiaries.
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32 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
33 act may be cited as the “Defending Access to Women’s Health Care Services Temporary
34 Amendment Act of 2017”.

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

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

39 “(a) An individual health plan or group health plan, a health insurer offering health

40 insurance coverage for prescription drugs, and health insurance coverage through Medicaid and
41 the DC Alliance program shall provide coverage for and shall not impose any cost sharing
42 requirements for the following preventive health services for women required under section 2713
43 of the Patient Protection and Affordable Care Act, approved March 23, 2010 (124 Stat. 131; 42
44 U.S.C. § 300gg-13), and the act’s implementing regulations and guidelines:

45 “(1) Those evidence-based items or services that have in effect a rating of “A” or
46 “B” in the recommendations of the United States Preventive Services Task Force as of April 4,
47 2017;

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

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

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

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

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

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

63 Sec. 3. Fiscal impact statement.

64 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
65 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
66 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

67 Sec. 4. Effective date.

68 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
69 the Mayor, action by the Council to override the veto), a 30-day period of congressional review as
70 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24,
71 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
72 Columbia Register.

73 (b) This act shall expire after 225 days of its having taken effect.