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**Senate Bill No. 509**

(By Senators Beach, Foster, Laird, McCabe, Miller,  
Minard, Snyder, Stollings, Tucker and Kessler (Acting President))

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[Introduced February 14, 2011; referred to the Committee on  
Banking and Insurance; and then to the Committee on Finance.]

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A BILL to amend the Code of West Virginia, 1931, as amended, by  
adding thereto a new section, designated §5-16-7f; to amend  
said code by adding thereto a new section, designated  
§33-15-22; to amend said code by adding thereto a new section,  
designated §33-16-18; and to amend said code by adding thereto  
a new section, designated §33-16D-17, all relating to  
insurance coverage; and requiring coverage of spouses and  
dependents for pregnancy and contraceptive services.

*Be it enacted by the Legislature of West Virginia:*

That the Code of West Virginia, 1931, as amended, be amended  
by adding thereto a new section, designated §5-16-7f; that said  
code be amended by adding thereto a new section, designated  
§33-15-22; that said code be amended by adding thereto a new  
section, designated §33-16-18; and that said code be amended by  
adding thereto a new section, designated §33-16D-17, all to read as

1 follows:

2       **CHAPTER 5. GENERAL POWERS AND AUTHORITY OF THE GOVERNOR,**  
3               **SECRETARY OF STATE AND ATTORNEY GENERAL;**  
4               **BOARD OF PUBLIC WORKS; MISCELLANEOUS AGENCIES,**  
5               **COMMISSIONS, OFFICES, PROGRAMS, ETC.**

6 **ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.**

7 **§5-16-7F. Spouse and dependent pregnancy and contraceptive**  
8               **coverage.**

9       Beginning January 1, 2012, any insurance plan in this article  
10 that provides insurance coverage for pregnancy or contraceptives  
11 for a policyholder may not restrict or exempt coverage for  
12 pregnancy or contraceptives for the spouse or dependants of the  
13 policyholder.

14               **CHAPTER 33. INSURANCE.**

15 **ARTICLE 15. ACCIDENT AND SICKNESS INSURANCE.**

16 **§33-15-22. Spouse and dependent pregnancy and contraceptive**  
17               **coverage.**

18       Beginning January 1, 2012, any insurance plan in this article  
19 that provides insurance coverage for pregnancy or contraceptives  
20 for a policyholder may not restrict or exempt coverage for  
21 pregnancy or contraceptives for the spouse or dependants of the  
22 policyholder.

23 **ARTICLE 16. GROUP ACCIDENT AND SICKNESS INSURANCE.**

1 **§33-16-18. Spouse and dependent pregnancy and contraceptive**  
2 **coverage.**

3 Beginning January 1, 2012, any insurance plan in this article  
4 that provides insurance coverage for pregnancy or contraceptives  
5 for a policyholder may not restrict or exempt coverage for  
6 pregnancy or contraceptives for the spouse or dependants of the  
7 policyholder.

8 **ARTICLE 16D. MARKETING AND RATE PRACTICES FOR SMALL EMPLOYER**  
9 **ACCIDENT AND SICKNESS INSURANCE POLICIES.**

10 **§33-16D-17. Spouse and dependent pregnancy and contraceptive**  
11 **coverage.**

12 Beginning January 1, 2012, any insurance plan in this article  
13 that provides insurance coverage for pregnancy or contraceptives  
14 for a policyholder may not restrict or exempt coverage for  
15 pregnancy or contraceptives for the spouse or dependants of the  
16 policyholder.

NOTE: The purpose of this bill is to require insurance coverage of spouses and dependents for pregnancy and contraceptive services.

§5-16-7f, §33-15-22, §33-16-18 and §33-16D-17 are new; therefore, strike-throughs and underscoring have been omitted.