

[DISCUSSION DRAFT]114TH CONGRESS
1ST SESSION**H. R.** _____

To amend title 38, United States Code, to improve the reproductive treatment provided to certain disabled veterans.

IN THE HOUSE OF REPRESENTATIVES

Mr. MILLER of Florida introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 38, United States Code, to improve the reproductive treatment provided to certain disabled veterans.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REPRODUCTIVE TREATMENT FOR CERTAIN**
4 **DISABLED VETERANS.**

5 (a) IN GENERAL.—Chapter 17 of title 38, United
6 States Code, is amended by inserting after section 1720G
7 the following new section:

1 **“§ 1720H. Assisted reproductive technology for cer-**
2 **tain disabled veterans**

3 “(a) IN GENERAL.—In addition to any fertility treat-
4 ment otherwise furnished by the Secretary pursuant to
5 this title, the Secretary shall furnish to a covered indi-
6 vidual assisted reproductive technology.

7 “(b) LIMITATION ON IN VITRO FERTILIZATION.—In
8 furnishing assisted reproductive technology to a covered
9 individual under this section that consists of in vitro fer-
10 tilization, the Secretary may provide not more than three
11 in vitro fertilization cycles that result in a total of not
12 more than six implantation attempts.

13 “(c) GENETIC MATERIALS.—In carrying out this sec-
14 tion, the Secretary—

15 “(1) may only provide for cryogenic storage of
16 genetic material of a covered individual for a period
17 not exceeding three years, after which the covered
18 individual shall be responsible for the payment of
19 any costs relating to such storage;

20 “(2) may not possess, or make any determina-
21 tion regarding the disposition of, genetic material of
22 a covered individual; and

23 “(3) shall carry out any activities relating to
24 the custody or disposition of genetic material of a
25 covered individual in accordance with the laws of the
26 State in which the genetic material is located.

1 “(d) PROHIBITIONS.—In carrying out this section the
2 Secretary may not provide any benefits relating to
3 surrogacy or third-party genetic material donation.

4 “(e) DEFINITIONS.—In this section:

5 “(1) The term ‘assisted reproductive tech-
6 nology’ includes in vitro fertilization or any other
7 specific technology used to assist reproduction that
8 the Secretary determines appropriate for purposes of
9 this section.

10 “(2) The term ‘covered individual’ means—

11 “(A) a veteran, regardless of sex, who—

12 “(i) is enrolled in the health care sys-
13 tem established under section 1705(a) of
14 this title;

15 “(ii) has a service-connected disability;
16 and

17 “(iii) such a disability includes an in-
18 jury to the reproductive organs or the spi-
19 nal cord of the veteran and such injury di-
20 rectly results in the veteran being unable
21 to procreate without assisted reproductive
22 technology; and

23 “(B) a spouse of a veteran described in
24 subparagraph (A).”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 at the beginning of such chapter is amended by inserting
3 after the item relating to section 1720G the following new
4 item:

“1720H. Reproductive treatment for certain disabled veterans.”.