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It was realized that the bill as currently written might not protect patients who do not have problems conceiving but rather need fertility treatment to prevent passing on a serious genetic disease. LD 1539 does not cover genetic testing, but at least for these individuals and couples, we would want their IVF covered (they would pay out of pocket for the testing).

The recommendation for an amendment would be to add a clause to both the definition of fertility patient and the definition of fertility treatment. The new language is in caps below. The phrase "live birth with healthy outcomes" is in the fertility law in New Hampshire.

C. "Fertility patient" means an individual or couple with infertility, **AN INDIVIDUAL OR COUPLE WHO IS AT INCREASED RISK OF TRANSMITTING A SERIOUS INHERITABLE GENETIC OR CHROMOSOMAL ABNORMALITY TO A CHILD**, or an individual unable to conceive as an individual or with a partner because the individual or couple does not have the necessary gametes for conception

E. "Fertility treatment" means procedures, products, medications and services intended to achieve a pregnancy **THAT RESULTS IN A LIVE BIRTH WITH HEALTHY OUTCOMES AND IS PROVIDED IN A MANNER** consistent with established medical practice and professional guidelines published by the American Society for Reproductive Medicine, its successor organization or a comparable organization.