Supplemental Table 1. State infertility mandates in 2018 categorized by scope of mandate1

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **State** | **Statute (year)** | ***Required*****IVF coverage** | **≤ 2 years of infertility if no specified diagnosis** | **Lifetime maximum (cost)** | **Lifetime maximum (IVF cycles)** | **Included coverage groups and policies** | **Deductibles****or copayments** |
| Comprehensive Mandate2 |
| Arkansas | [Ark. Stat. Ann. § 23-85-137](https://advance.lexis.com/documentpage/?pdmfid=1000516&crid=11882274-696e-4592-afa7-9e991bc3d0d2&nodeid=AAXAADABBABM&nodepath=%2FROOT%2FAAX%2FAAXAAD%2FAAXAADABB%2FAAXAADABBABM&title=23-85-137.+In+vitro+fertilization+coverage+required.&config=00JAA2ZjZiM2VhNS0wNTVlLTQ3NzUtYjQzYy0yYWZmODJiODRmMDYKAFBvZENhdGFsb2fXiYCnsel0plIgqpYkw9PK&pddocfullpath=%2Fshared%2Fdocument%2Fstatutes-legislation%2Furn%3AcontentItem%3A4WVM-XMC0-R03M-M2W5-00008-00&ecomp=g37_kkk&prid=1bb90723-4f2f-4d7c-af4d-a24e765508ab)and [§ 23-86-118](https://advance.lexis.com/documentpage/?pdmfid=1000516&crid=45368e46-6c2f-47dd-84e1-4cfac78693b7&nodeid=AAXAADABCAACAAT&nodepath=%2FROOT%2FAAX%2FAAXAAD%2FAAXAADABC%2FAAXAADABCAAC%2FAAXAADABCAACAAT&title=23-86-118.+In+vitro+fertilization+coverage+required.&config=00JAA2ZjZiM2VhNS0wNTVlLTQ3NzUtYjQzYy0yYWZmODJiODRmMDYKAFBvZENhdGFsb2fXiYCnsel0plIgqpYkw9PK&pddocfullpath=%2Fshared%2Fdocument%2Fstatutes-legislation%2Furn%3AcontentItem%3A4WVM-XMC0-R03M-M2WW-00008-00&ecomp=g37_kkk&prid=1bb90723-4f2f-4d7c-af4d-a24e765508ab) (1987, 2011) | ✔️ | ✔️ | $15,000 | Not specified | * Group
* Individual
 | Same limitations as maternity benefit provisions |
| Connecticut | [Conn. Gen. Stat. § 38a-509](http://www.cga.ct.gov/current/pub/chap_700c.htm#sec_38a-509) [and § 38a-536](http://www.cga.ct.gov/current/pub/chap_700c.htm#sec_38a-536) (1989, 2005) | ✔️ | ✔️ | Not specified | 2 IVF cycles (each fertilization or transfer credited as one cycle) | * Group
* Individual
* HMOs
 | Not specified |
| Delaware3 | [18 Del. C. §3556](https://delcode.delaware.gov/title18/c035/sc03/index.shtml) (2018) | ✔️ | Not specified | Not specified | 6 egg retrievals (per lifetime with unlimited embryo transfers) | * Group
* Individual
* HMOs
 | Same limitations as other pregnancy-related benefits |
| Illinois | [Ill. Rev. Stat. ch. 215, § 5/356m](http://www.ilga.gov/legislation/ilcs/ilcs4.asp?DocName=021500050HArt%2E+XX&ActID=1249&ChapAct=215%26nbsp%3BILCS%26nbsp%3B5%2F&ChapterID=22&ChapterName=INSURANCE&SectionID=52237&SeqStart=93800000&SeqEnd=105400000&ActName=Ill) (1991, 1996) | ✔️ | ✔️ | Not specified | 4 egg retrievals (if live birth achieved then up to 2 additional cycles covered) | * Group
* HMOs
 | Not specified |
| Maryland | [Md. Insurance Code Ann. § 15-810](https://advance.lexis.com/documentpage/?pdmfid=1000516&crid=9c50fd67-3f08-473f-82eb-a5f95da2035f&config=014EJAA2ZmE1OTU3OC0xMGRjLTRlNTctOTQ3Zi0wMDE2MWFhYzAwN2MKAFBvZENhdGFsb2e9wg3LFiffInanDd3V39aA&pddocfullpath=%2Fshared%2Fdocument%2Fstatutes-legislation%2Furn%3AcontentItem%3A5PKD-0KM0-004F-02N7-00008-00&pddocid=urn%3AcontentItem%3A5PKD-0KM0-004F-02N7-00008-00&pdcontentcomponentid=234188&pdteaserkey=sr0&pditab=allpods&ecomp=g3J_kkk&earg=sr0&prid=6512bf5e-5d1f-4e7d-bbb0-d8822d4f6c1d) (2000) | ✔️ | ✔️ | $100,000 | 3 IVF cycles (per live birth) | * Individual
* Group
 | Not specified |
| Massachusetts | [Mass. Gen. Laws Ann. ch. 175, § 47H](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXXII/Chapter175/Section47H), [ch. 176A, § 8K](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXXII/Chapter176A/Section8K%22%20%5Ct%20%22_blank), [ch. 176B, § 4J](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXXII/Chapter176B/Section4J%22%20%5Ct%20%22_blank), [ch. 176G, § 4](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXXII/Chapter176G/Section4%22%20%5Ct%20%22_blank)and [211 Code of Massachusetts Regulations 37.00](http://www.mass.gov/ocabr/docs/doi/legal-hearings/211-37.pdf) (1987, 2010)  | ✔️ | ✔️ | Not specified | Not specified | * Individual Group
* HMOs
 | Same limitations as non-infertility benefits |
| New Jersey | [N.J. Stat. Ann. § 17:48-6x](https://law.justia.com/codes/new-jersey/2013/title-17/section-17-48-6x/), [§ 17:48A-7w](https://law.justia.com/codes/new-jersey/2013/title-17/section-17-48a-7w/), [§ 17:48E-35.22](https://law.justia.com/codes/new-jersey/2013/title-17/section-17-48e-35.22/) and [§ 17B:27-46.1x](https://law.justia.com/codes/new-jersey/2013/title-17b/section-17b-27-46.1x/) (2001)  | ✔️ | ✔️ | Not specified | 4 egg retrievals  | * Group
* HMOs
* State Health Benefits
* School Employees Health Benefits Program
 | Not specified |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
| **State** | **Statute (year)** | ***Required*****IVF coverage** | **≤ 2 years of infertility if no specified diagnosis** | **Lifetime maximum (cost)** | **Lifetime maximum (IVF cycles)** | **Included coverage groups and policies** | **Deductibles****or copayments** |
| Rhode Island | [R.I. Gen. Laws § 27-18-30](http://www.rilin.state.ri.us/Statutes/TITLE27/27-18/27-18-30.HTM), [§ 27-19-23](http://www.rilin.state.ri.us/Statutes/TITLE27/27-19/27-19-23.HTM), [§ 27-20-20](http://www.rilin.state.ri.us/Statutes/TITLE27/27-20/27-20-20.HTM) and [§ 27-41-33](http://www.rilin.state.ri.us/Statutes/TITLE27/27-41/27-41-33.HTM) (1989, 2007) | ✔️ | ✔️ | $100,000 | Not specified | * Individual
* Group
* HMOs
 | Up to 20% copayment |
| Limited Mandate4 |
| California | [Cal. Health & Safety Code § 1374.55](http://www.leginfo.ca.gov/cgi-bin/displaycode?section=hsc&group=01001-02000&file=1367-1374.195) and [Cal. Insurance Code § 10119.6](http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=INS&sectionNum=10119.6.) (1989) | **X** | ✔️ | Not specified | Not specified | * Group
 | Not specified |
| Hawaii | [Hawaii Rev. Stat. § 431:10A-116.5](http://www.capitol.hawaii.gov/hrs2002/vol09_ch0431-0435e/hrs0431/hrs_0431-0010a-0116_0005.htm) and [§ 432.1-604](http://www.capitol.hawaii.gov/hrs2002/vol09_ch0431-0435e/hrs0432/hrs_0432-0001-0604.htm) (1989, 2003) | ✔️ | **≥** 5 years if no specified diagnosis | Not specified | 1 IVF cycle | * Individual
* Group
 | Same limitations as maternity-related benefits |
| Louisiana | [La. Rev. Stat. Ann. § 22:1036](http://legis.la.gov/Legis/Law.aspx?d=507876) (2001) | **X** | Not specified | Not specified | Not specified | Not specified | Not specified |
| Montana | [Mont. Code Ann. § 33-22-1521](http://leg.mt.gov/bills/mca/33/22/33-22-1521.htm)and [Mont. Code Ann. § 33-31-102 et seq.](http://leg.mt.gov/bills/mca/33/31/33-31-102.htm)  (1987) | **X** | Not specified | Not specified | Not specified | * HMOs
 | Not specified |
| New York | [N.Y. Insurance Law § 3216 (13)](http://public.leginfo.state.ny.us/lawssrch.cgi?NVLWO:), [§ 3221 (6)](http://public.leginfo.state.ny.us/lawssrch.cgi?NVLWO:) and [§ 4303](http://public.leginfo.state.ny.us/lawssrch.cgi?NVLWO:)(1990, 2002, 2011)  | **X** | ✔️ | $50,000 | Not specified | * Group
* HMOs
 | Same limitations as non-infertility benefits |
| Ohio | [Ohio Rev. Code Ann. § 1751.01 (A)(1)(h)](http://codes.ohio.gov/orc/1751) (1991)  | **X** | Not specified | Not specified | Not specified | * HMOs
 | Not specified |
| Texas | [Tex. Insurance Code Ann. § 1366.001 et seq.](http://www.statutes.legis.state.tx.us/Docs/IN/htm/IN.1366.htm#1366.001) (1987, 2003)  | **X** | **≥** 5 years if no specified diagnosis | Not specified | Not specified | * Group
 | Not specified |
| Utah | Utah Laws Chap. 353 (HB 347) amended 31A-22-610.1(2018) | **X** | ✔️ | Not specified | Not specified | * Public Employee’s Health Plan
 | Not specified |
| West Virginia | [W. Va. Code § 33-25A-2](http://www.legis.state.wv.us/WVCODE/code.cfm?chap=33&art=25A&section=WVC%2033%20%20-%2025%20A-%20%20%202%20%20.htm#01) (1995) | **X** | Not specified | Not specified | Not specified | * HMOs
 | Not specified |

1States with no fertility mandates in 2018 include: Alabama, Alaska, Arizona, Colorado, Florida, Georgia, Idaho, Indiana, Iowa, Kansas, Kentucky, Maine, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Mexico, North Carolina, North Dakota, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, and Vermont

2For classification as a Comprehensive Mandate state, all three of the following criteria must be met: (1) *required* IVF coverage, (2) inclusion of group policies, and (3) ≤2 years of infertility or unexplained infertility to be considered eligible for coverage.

3The Delaware mandate, which was included in Comprehensive group, came into effect on June 30th, 2018.

4Reason for exclusion from ‘Comprehensive Mandate’ category highlightedin gray