

**Proposed Substitute  
Bill No. 5369**

LCO No. 2945

**AN ACT REQUIRING HEALTH INSURANCE COVERAGE FOR DONOR  
BREAST MILK.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective January 1, 2021*) Each individual health  
2 insurance policy providing coverage of the type specified in  
3 subdivisions (1), (2), (4), (11) and (12) of section 38a-469 of the general  
4 statutes delivered, issued for delivery, renewed, amended or continued  
5 in this state on or after January 1, 2021, shall provide coverage for  
6 medically necessary pasteurized donor breast milk if: (1) A physician or  
7 physician assistant, licensed pursuant to chapter 370 of the general  
8 statutes, or an advanced practice registered nurse, licensed pursuant to  
9 chapter 378 of the general statutes, signs an order, in a form and manner  
10 prescribed by the Insurance Commissioner, stating that such milk is  
11 medically necessary for an insured infant; and (2) (A) the insured infant  
12 is medically or physically unable to receive maternal breast milk or  
13 participate in breastfeeding, or (B) the insured infant's mother is  
14 medically or physically unable to produce maternal breast milk in  
15 sufficient quantities.

16 Sec. 2. (NEW) (*Effective January 1, 2021*) Each group health insurance  
17 policy providing coverage of the type specified in subdivisions (1), (2),  
18 (4), (11) and (12) of section 38a-469 of the general statutes delivered,  
19 issued for delivery, renewed, amended or continued in this state on or  
20 after January 1, 2021, shall provide coverage for medically necessary

21 pasteurized donor breast milk if: (1) A physician or physician assistant,  
22 licensed pursuant to chapter 370 of the general statutes, or an advanced  
23 practice registered nurse, licensed pursuant to chapter 378 of the general  
24 statutes, signs an order, in a form and manner prescribed by the  
25 Insurance Commissioner, stating that such milk is medically necessary  
26 for an insured infant; and (2) (A) the insured infant is medically or  
27 physically unable to receive maternal breast milk or participate in  
28 breastfeeding, or (B) the insured infant's mother is medically or  
29 physically unable to produce maternal breast milk in sufficient  
30 quantities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2021</i>	New section
Sec. 2	<i>January 1, 2021</i>	New section