

STAND. COM. REP. NO. 1821

Honolulu, Hawaii

APR 04 2025

RE: H.B. No. 139  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Third State Legislature  
Regular Session of 2025  
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and Ways and Means, to which was referred H.B. No. 139, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

beg leave to report as follows:

The purpose and intent of this measure is to require insurers, mutual benefit societies, and health maintenance organizations to provide coverage for standard fertility preservation services for persons undergoing medically necessary treatment that may cause iatrogenic infertility for policies, contracts, plans, and agreements issued or renewed after December 31, 2025.

Your Committees received testimony in support of this measure from the Fertility Institute of Hawaii, American Cancer Society Cancer Action Network, Hawaii Society of Clinical Oncology, Association for Clinical Oncology, Hawaii Association of Health Plans, Leukemia and Lymphoma Society, Alliance for Fertility Preservation, Hawaii Medical Service Association, and six individuals.

Your Committees received comments on this measure from the Department of Commerce and Consumer Affairs.



Your Committees find that certain treatments such as chemotherapy, radiation, and surgery can significantly help cancer patients. However, exposure and prolonged use of these treatments can significantly damage reproductive tissues and may cause iatrogenic infertility, which is medically induced sterility. Existing law concerning the State's Essential Health Benefits plan covers infertility treatments and in vitro fertilization, but only after a diagnosis of infertility, which takes five years to demonstrate. However, patients facing an impending infertility diagnosis due to certain cancer treatments are precluded from utilizing their benefit. Your Committees further find that Auditor's Report No. 23-11 concludes that the financial impact of mandating insurance coverage for fertility preservation techniques is negligible due to the limited number of patients who would utilize the benefit. Expanding access to fertility treatments for age-eligible patients who suffer from iatrogenic infertility will allow more individuals to pursue parenthood following their treatment. Therefore, this measure promotes parity and improves the standard of care for all residents while reducing medical costs for fertility treatments.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 139, H.D. 2, S.D. 1, and recommend that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committees on Commerce and  
Consumer Protection and Ways  
and Means,



DONOVAN M. DELA CRUZ, Chair



JARRETT KEOHOKA LOLE, Chair



**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

\*Only one measure per Record of Votes

The Senate  
Thirty-Third Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <b>HB139 HDZ SD1</b>	Committee Referral: <b>HHS, CPN/WAM</b>	Date: <b>4/2/2025</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-around; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> <b>Pass, unamended</b> 2312         </div> <div style="text-align: center;"> <input type="checkbox"/> <b>Pass, with amendments</b> 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> <b>Hold</b> 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> <b>Recommit</b> 2313         </div> </div>				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
DELA CRUZ, Donovan M. (C)	X			
MORIWAKI, Sharon Y. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
ELEFANTE, Brandon J.C.	X			
HASHIMOTO, Troy N.	X			
INOUE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>13</b>	<b>0</b>	<b>0</b>	<b>0</b>
Recommendation: <div style="display: flex; justify-content: space-around; align-items: center;"> <input checked="" type="checkbox"/> <b>Adopted</b> <input type="checkbox"/> <b>Not Adopted</b> </div>				
Chair's or Designee's Signature: 				
<div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <b>Distribution:</b>            Original            File with Committee Report         </div> <div style="text-align: center;">           Yellow            Clerk's Office         </div> <div style="text-align: center;">           Pink            Drafting Agency         </div> <div style="text-align: center;">           Goldenrod            Committee File Copy         </div> </div>				

\*Only one measure per Record of Votes