

119TH CONGRESS
1ST SESSION

S. 1231

To amend title 10, United States Code, to provide fertility treatment under the TRICARE Program.

IN THE SENATE OF THE UNITED STATES

APRIL 1 (legislative day, MARCH 31), 2025

Ms. DUCKWORTH (for herself and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide fertility treatment under the TRICARE Program.

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. SHORT TITLE.**

4 This Act may be cited as the “IVF for Military Fami-
5 lies Act”.

1 **SEC. 2. FERTILITY TREATMENT FOR CERTAIN MEMBERS OF**
 2 **THE UNIFORMED SERVICES AND DEPEND-**
 3 **ENTS.**

4 (a) FERTILITY TREATMENT.—Chapter 55 of title 10,
 5 United States Code, is amended by inserting after section
 6 1074o the following new section:

7 **“§ 1074p. Fertility treatment for certain active duty**
 8 **members of the uniformed services and**
 9 **their dependents**

10 “(a) COVERAGE.—The Secretary of Defense shall en-
 11 sure that fertility-related care for a member of the uni-
 12 formed services on active duty (or a dependent of such
 13 a member) shall be covered under TRICARE Prime and
 14 TRICARE Select.

15 “(b) IN VITRO FERTILIZATION.—In the case of in
 16 vitro fertilization treatment furnished to an individual
 17 pursuant to subsection (a)—

18 “(1) not more than three completed oocyte re-
 19 trievals may be furnished; and

20 “(2) unlimited embryo transfers may be pro-
 21 vided in accordance with the guidelines of the Amer-
 22 ican Society for Reproductive Medicine.

23 “(c) DEFINITIONS.—In this section:

24 “(1) The term ‘infertility’ means a disease, con-
 25 dition, or status characterized by—

1 “(A) the failure to establish a pregnancy
 2 or to carry a pregnancy to live birth after reg-
 3 ular, unprotected sexual intercourse in accord-
 4 ance with the guidelines of the American Soci-
 5 ety for Reproductive Medicine;

6 “(B) the inability of an individual to repro-
 7 duce without medical intervention either as a
 8 single individual or with the partner of the indi-
 9 vidual; or

10 “(C) the findings of a licensed physician
 11 based on the medical, sexual, and reproductive
 12 history, age, physical findings, or diagnostic
 13 testing of the individual.

14 “(2) The term ‘fertility-related care’ means—

15 “(A) the diagnosis of infertility; and

16 “(B) fertility treatment.

17 “(3) The term ‘fertility treatment’ includes the
 18 following:

19 “(A) In vitro fertilization or other treat-
 20 ments or procedures in which human oocytes,
 21 embryos, or sperm are handled when clinically
 22 appropriate.

23 “(B) Sperm retrieval.

24 “(C) Egg retrieval.

“(E) Artificial insemination, including
intravaginal insemination, intracervical insemination, and intrauterine insemination.

6 “(F) Transfer of reproductive genetic ma-
7 terial.

8 “(G) Medications as prescribed or nec-
9 essary for fertility.

10 “(H) Fertility treatment coordination.

“(I) Such other information, referrals, treatments, procedures, testing, medications, laboratory services, technologies, and services facilitating reproduction as determined appropriate by the Secretary of Defense.”.

(b) PROGRAM ON FERTILITY TREATMENT COORDINATION.—Chapter 55 of title 10, United States Code, is amended by adding at the end the following new section:

19 **“§ 1110c. Program on fertility-related care coordina-**
20 **tion**

21 “(a) IN GENERAL.—The Secretary of Defense shall
22 establish a program on the coordination of fertility-related
23 care by the Secretary for purposes of ensuring patients
24 receive timely fertility-related care.

1 “(b) TRAINING AND SUPPORT.—In carrying out the
2 program established under subsection (a), the Secretary
3 shall provide to community health care providers training
4 and support with respect to the unique needs of members
5 of the uniformed services and the dependents of such
6 members.

7 “(c) FERTILITY-RELATED CARE DEFINED.—In this
8 section, the term ‘fertility-related care’ has the meaning
9 given that term in section 1074p(c) of this title.”.

10 (c) CONFORMING AMENDMENT.—Section 1079(a) of
11 title 10, United States Code, is amended by adding at the
12 end the following new paragraph:

13 “(21) Fertility-related care shall be provided in
14 accordance with section 1074p of this title.”.

15 (d) APPLICATION.—The amendments made by this
16 section shall apply with respect to services provided on or
17 after October 1, 2027.

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