

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1933 Session of 2017

INTRODUCED BY TOPPER, BAKER, BARRAR, BERNSTINE, CUTLER, GROVE, JOZWIAK, KAUFFMAN, KEEFER, MCGINNIS, MILLARD, TALLMAN, WARD, COX, IRVIN, JAMES AND GABLER, NOVEMBER 20, 2017

AS REPORTED FROM COMMITTEE ON HEALTH, HOUSE OF REPRESENTATIVES, AS AMENDED NOVEMBER 20, 2017

AN ACT

1 Prohibiting certain benefit packages for children's health care
2 and medical assistance to include gender or sex reassignment
3 surgery or gender or sex transition services.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the Taxpayer-
8 Funded Gender or Sex Reassignment Services Act.

9 Section 2. Restriction on use of children's health care benefit
10 package.

11 The benefit package for eligible children provided under
12 section 2302-A of the act of May 17, 1921 (P.L.682, No.284),
13 known as The Insurance Company Law of 1921, may not include
14 reimbursement for gender or sex reassignment surgery or gender
15 or sex transition services, including, but not limited to,
16 physician's services, inpatient and outpatient hospital
17 services, prescribed drugs or counseling services related to

1 such surgery or services.

2 Section 3. Restriction on use of medical assistance benefit  
3 package.

4 A benefit package for medical assistance provided under  
5 Subarticle (f) of Article IV of the act of June 13, 1967  
6 (P.L.31, No. 21), known as the Human Services Code, may not  
7 include reimbursement for gender or sex reassignment surgery or  
8 gender or sex transition services, including, but not limited  
9 to, physician's services, inpatient and outpatient hospital  
10 services, prescribed drugs or counseling services related to  
11 such surgery or services.

12 Section 4. Waivers from Federal Government.

13 The Department of Human Services shall request any waivers  
14 necessary from the Federal Government which may be necessary to  
15 implement the provisions of this act in a manner which does not  
16 result in the loss of Federal funds allocated to the  
17 Commonwealth.

18 SECTION 5. CONSTRUCTION.

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19 NOTHING IN THIS ACT SHALL BE CONSTRUED TO LIMIT THE USE OF  
20 COMMONWEALTH FUNDS TO ADDRESS THE MEDICAL NEEDS, INCLUDING  
21 SURGICAL INTERVENTION AS APPROPRIATE, OF INDIVIDUALS WHO WERE  
22 BORN WITH AMBIGUOUS GENITALIA.

23 Section ~~5~~ 6. Effective date.

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24 This act shall take effect in 60 days.