



Wes Moore, Governor · Aruna Miller, Lt. Governor · Laura Herrera Scott, M.D., M.P.H., Secretary

**Subject:** Public Notice for Fertility Preservation Services and Removing Language that Limits Gender-Affirming Services

**Add'l info:** The Maryland Department of Health (the Department) is amending the State Plan to cover fertility preservation services as required by HB 908/SB271—*Health Insurance – Coverage of Fertility Preservation Procedures for Iatrogenic Infertility*—(Chapters 715 of the 2018 Acts). Additionally, the Department is amending the State Plan to remove language that limits the ability to reimburse services as authorized by HB 283/SB 460—*Maryland Medical Assistance Program - Gender-Affirming Treatment (Trans Health Equity Act)*—(Chapters 252 and 253 of the Acts of 2023).

The amendment will allow the Maryland Medical Assistance Program (the Program) to reimburse for fertility preservation services to Medicaid participants when those procedures are considered medically necessary to preserve fertility due to a need for medical treatment that may directly or indirectly cause iatrogenic infertility, including gender-affirming services.

Additionally, the amendment will remove language that limits the Program's ability to reimburse for certain gender-affirming treatments as required by HB 283/SB 460.

The total impact to reimburse for fertility preservation services in FY 2024 is estimated to be \$3.3M per year, effective October 7, 2023. This amount is subject to a 90 percent federal match (\$2.9M Federal Funds/\$330,437 General Funds) in FY 2024.

The total impact to reimburse for new gender affirming services in FY 2024 is estimated to be \$4.5M per year, effective January 1, 2024. This amount is subject to a 64.5 percent federal match (\$3.1M Federal Funds/\$1.4M General Funds) in FY 2024. Beginning FY 2025, the total impact of this new benefit is estimated to be \$10.7M per year with a 63.9 percent federal match (\$7.2M Federal Funds/\$3.4M General Funds).

For questions about the notice, please contact Tyler Colomb by email at [tyler.colomb@maryland.gov](mailto:tyler.colomb@maryland.gov).