

119TH CONGRESS
1ST SESSION

H. R. 6797

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

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2025

Ms. JACOBS (for herself, Mr. LALOTA, Mrs. KIGGANS of Virginia, and Ms. HOULAHAN) introduced the following bill; which was 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 “Bipartisan IVF for
5 Military Families Act”.

6 **SEC. 2. FERTILITY TREATMENT FOR CERTAIN MEMBERS OF**
7 **THE ARMED FORCES AND DEPENDENTS.**

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

1 **“§ 1074p. Fertility treatment for certain active duty**
2 **members of the Armed Forces and de-**
3 **pendents**

4 “(a) COVERAGE.—The Secretary shall ensure that
5 fertility-related care for a covered member (or a dependent
6 of such a member) shall be covered under TRICARE
7 Prime and TRICARE Select.

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

11 “(1) three completed oocyte retrievals may be
12 furnished per calendar year; and

13 “(2) single embryo transfers shall be provided
14 unless otherwise medically indicated in accordance
15 with the guidelines of the American Society for Re-
16 productive Medicine.

17 “(c) COST SHARING AND OTHER LIMITATIONS.—The
18 Secretary shall ensure that cost-sharing amounts for an
19 individual who receives fertility-related care under this
20 section are determined under section 1075, 1075a, or
21 other applicable provision of this chapter in accordance
22 with the kind of care provided (such as an in-network in-
23 patient visit) and without regard to whether the care is
24 fertility-related care. The Secretary may not impose any
25 waiting periods or other limitations once the individual has
26 received a medical diagnosis of infertility.

1 “(d) PROHIBITIONS.—Funds available to the Depart-
2 ment of Defense may not be used for preimplantation ge-
3 netic screening, human cloning, international surrogacy,
4 or artificial womb technology.

5 “(e) DEFINITIONS.—In this section:

6 “(1) The term ‘covered member’ means—

7 “(A) a member of the Armed Forces serv-
8 ing on active duty; and

9 “(B) does not include a former member of
10 the Armed Forces.

11 “(2) The term ‘infertility’ means a disease, con-
12 dition, or status characterized by—

13 “(A) the failure to establish a pregnancy
14 or to carry a pregnancy to live birth after reg-
15 ular, unprotected sexual intercourse in accord-
16 ance with the guidelines of the American Soci-
17 ety for Reproductive Medicine;

18 “(B) the inability of an individual to repro-
19 duce without medical intervention either as a
20 single individual or with the partner of the indi-
21 vidual; or

22 “(C) the findings of a licensed physician
23 based on the medical, sexual, and reproductive
24 history, age, physical findings, or diagnostic
25 testing, of the individual.

1 “(3) The term ‘fertility-related care’ means—

2 “(A) the diagnosis of infertility; and

3 “(B) fertility treatment.

4 “(4) The term ‘fertility treatment’ includes the
5 following:

6 “(A) In vitro fertilization or other treat-
7 ments or procedures in which human oocytes,
8 embryos, or sperm are handled when clinically
9 appropriate.

10 “(B) Sperm retrieval.

11 “(C) Egg retrieval.

12 “(D) Preservation of human oocytes, em-
13 bryos, or sperm.

14 “(E) Artificial insemination, including
15 intravaginal insemination, intracervical insemi-
16 nation, and intrauterine insemination.

17 “(F) Transfer of reproductive genetic ma-
18 terial.

19 “(G) Medications as prescribed or nec-
20 essary for fertility.

21 “(H) Fertility treatment coordination.

22 “(I) Such other information, referrals,
23 treatments, procedures, testing, medications,
24 laboratory services, technologies, and services

1 facilitating reproduction as determined appro-
2 priate by the Secretary of Defense.”.

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

6 **“§ 1110c. Program on fertility-related care coordina-**
7 **tion**

8 “(a) IN GENERAL.—The Secretary of Defense shall
9 establish a program on the coordination of fertility-related
10 care by the Secretary for purposes of ensuring patients
11 receive timely fertility-related care.

12 “(b) TRAINING AND SUPPORT.—In carrying out the
13 program established under subsection (a), the Secretary
14 shall provide to community health care providers training
15 and support with respect to the unique needs of members
16 of the Armed Forces and the dependents of such mem-
17 bers.”.

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

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

23 (d) EXCLUSION FROM CONTRACTS FOR FORMER
24 MEMBERS AND THEIR DEPENDENTS.—Section 1086(a)
25 of such title is amended by striking “eye examinations

1 and” and inserting “eye examinations, fertility-related
2 care pursuant to paragraph (21) of such section, and”.

3 (e) APPLICATION.—The amendments made by this
4 section shall apply with respect to services provided on or
5 after October 1, 2027.

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