

VIRGINIA ACTS OF ASSEMBLY -- 2020 SESSION

CHAPTER 935

An Act to amend the Code of Virginia by adding a section numbered 38.2-3407.11:4, relating to disability insurance; coverage for disability arising out of childbirth.

[S 567]

Approved April 9, 2020

Be it enacted by the General Assembly of Virginia:

- 1. That the Code of Virginia is amended by adding a section numbered 38.2-3407.11:4, as follows:**
§ 38.2-3407.11:4. Disability arising out of childbirth; minimum benefit.
A. Each insurer proposing to issue individual or group accident and sickness insurance policies providing short-term disability income protection coverage whose policies provide coverage for short-term disability arising out of childbirth shall provide coverage for a payable benefit of at least 12 weeks immediately following childbirth for such a disability.
B. The provisions of this section shall apply to any policy delivered or issued for delivery in the Commonwealth on and after July 1, 2021.
- 2. That the State Corporation Commission (the Commission) shall solicit comments from insurance industry stakeholders on the impact of this act on current and future short-term disability policyholders. The Commission shall request industry stakeholders to identify (i) potential private options for creating a standalone maternity leave benefit and (ii) potential private options for creating a paid family leave policy. The Commission shall provide a report of such comments to the Chairs of the House Committee on Labor and Commerce and the Senate Committee on Commerce and Labor prior to December 1, 2020.**