

HB0354S02 compared with HB0354

~~{deleted text}~~ shows text that was in HB0354 but was deleted in HB0354S02.

inserted text shows text that was not in HB0354 but was inserted into HB0354S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will not be completely accurate. Therefore, you need to read the actual bill. This automatically generated document could experience abnormalities caused by: limitations of the compare program; bad input data; the timing of the compare; and other potential causes.

Representative David Clark proposes the following substitute bill:

INSURANCE AMENDMENTS RELATING TO ABORTION

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carl Wimmer

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions of the Insurance Code ~~{to prohibit a person from offering}~~ by limiting the type of abortion coverage that may be offered in a health benefit plan ~~{ in a }~~ , on the state health insurance exchange ~~{ that is created, owned, or sponsored by a government entity if the health benefit plan provides coverage for an abortion other than an abortion necessary to protect the life or health of a woman }~~ , or on a federally mandated health insurance exchange.

Highlighted Provisions:

This bill:

- ▶ ~~{prohibits a person from offering}~~ defines the term, "permitted abortion coverage";
and
- ▶ limits the type of abortion coverage that may be offered in a health benefit plan ~~{ in~~

HB0354S02 compared with HB0354

~~a) on the state health insurance exchange { that is created, owned}, or {sponsored by} on a {government entity, including a} federally mandated health insurance exchange { created under Title 63M, Chapter 1, Part 25, Health System Reform Act, or pursuant to the federal Patient Protection and Affordable Care Act, 111 P.L. 148, if the health benefit plan provides coverage for an abortion, unless the abortion is necessary to avert:~~

- ~~• the death of the woman on whom the abortion is performed; or~~
- ~~• a serious risk of substantial and irreversible impairment of a major bodily function of the woman on whom the abortion is performed}.~~

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

31A-22-726, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **31A-22-726** is enacted to read:

31A-22-726. Abortion coverage restriction in health benefit plan and on health insurance exchange.

~~{A person may not offer in a health insurance exchange, including a health insurance exchange created under Title 63M, Chapter 1, Part 25, Health System Reform Act, or pursuant to the federal Patient Protection and Affordable Care Act, 111 P.L. 148, a health benefit plan in this state that provides} (1) As used in this section, "permitted abortion coverage" means coverage for {an }abortion{, except for an abortion}:~~

~~(a) that is necessary to avert:~~

~~{1}i) the death of the woman on whom the abortion is performed; or~~

~~{2}ii) a serious risk of substantial and irreversible impairment of a major bodily function of the woman on whom the abortion is performed}.~~

HB0354S02 compared with HB0354

Legislative Review Note

as of 2-10-11 6:15 AM

Office of Legislative Research and General Counsel:

(b) of a fetus that has a defect that is documented by a physician or physicians to be uniformly diagnosable and uniformly lethal; or

(c) where the woman is pregnant as a result of:

(i) rape, as described in Section 76-5-402;

(ii) rape of a child, as described in Section 76-5-402.1; or

(iii) incest, as described in Subsection 76-5-406(10) or Section 76-7-102.

(2) A person may not offer coverage for an abortion in a health benefit plan, unless the coverage is a type of permitted abortion coverage.

(3) A person may not offer a health benefit plan that provides coverage for an abortion in a health insurance exchange created under Title 63M, Chapter 1, Part 25, Health System Reform Act, unless the coverage is a type of permitted abortion coverage.

(4) A person may not offer a health benefit plan that provides coverage for an abortion in a health insurance exchange created under the federal Patient Protection and Affordable Care Act, 111 P.L. 148, unless the coverage is a type of permitted abortion coverage.