



165372

LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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04/28/2010 01:19 PM

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Senator Haridopolos moved the following:

Senate Amendment (with title amendment)

Between lines 3575 and 3576

insert:

Section 97. Section 627.64995, Florida Statutes, is created to read:

627.64995 Restrictions on use of funds for state exchanges.-

(1) A health insurance policy or group health insurance policy purchased in whole or in part with state or federal funds through an exchange created pursuant to the federal Patient Protection and Affordable Care Act may not provide coverage for an abortion as defined in s. 390.011(1). A policy shall be



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14 deemed to be purchased with state or federal funds if it is a
15 policy toward which any tax credit or cost-sharing credit is
16 applied.

17 (2) This section does not prohibit coverage for an abortion
18 that is performed to save the life or physical health of the
19 mother or when the pregnancy resulted from an act of rape or
20 incest.

21 (3) This section may not be construed to prevent a health
22 insurance plan or group health insurance plan from providing any
23 private person or entity with separate coverage for abortions,
24 provided such coverage is not purchased, in whole or in part,
25 with state or federal funds.

26 (4) For purposes of this section, the term "state" means
27 the State of Florida or any of its political subdivisions.

28 Section 98. Section 641.31099, Florida Statutes, is created
29 to read:

30 641.31099 Restrictions on the use of funds for state
31 exchanges.—

32 (1) A health maintenance contract under which coverage is
33 purchased in whole or in part with state or federal funds
34 through an exchange created pursuant to the federal Patient
35 Protection and Affordable Care Act may not provide coverage for
36 an abortion as defined in s. 390.011(1). Coverage under a health
37 maintenance contract shall be deemed to be purchased with state
38 or federal funds if the coverage is provided under a contract
39 toward which any tax credit or cost-sharing credit is applied.

40 (2) This section does not prohibit coverage for an abortion
41 that is performed to save the life or physical health of the
42 mother or when the pregnancy resulted from an act of rape or



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43 incest.

44 (3) This section may not be construed to prevent a health
45 maintenance contract from providing any private person or entity
46 with separate coverage for abortions, provided such coverage is
47 not purchased, either in whole or in part, with state or federal
48 funds.

49 (4) For purposes of this section, the term "state" means
50 the State of Florida or any of its political subdivisions.

51
52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

54 Delete line 259

55 and insert:

56 reference; creating s. 627.64995, F.S.; prohibiting
57 the use of state or federal funds to provide coverage
58 for abortions in an exchange created pursuant to
59 federal law; specifying conditions under which a
60 health insurance policy or group health insurance
61 policy is deemed to be purchased with state or federal
62 funds; providing exceptions; providing a definition;
63 creating s. 641.31099, F.S.; prohibiting the use of
64 state or federal funds to provide coverage for
65 abortions in an exchange created pursuant to federal
66 law; specifying conditions under which a health
67 maintenance contract is deemed to provide coverage
68 purchased with state or federal funds; providing
69 exceptions; providing a definition; providing an
70 effective date.