

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Fetterman offered the following:

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3 **Substitute Amendment to Amendment (607615) (with title**
4 **amendment)**

5 Between lines 1833 and 1834, insert:

6 Section 31. Section 390.027, Florida Statutes, is created
7 to read:

8 390.027 Restrictions on use of funds for state exchanges.-

9 (1) Abortion coverage may not be provided in this state by
10 a health plan purchased in whole or in part with state or
11 federal funds through an exchange created pursuant to the
12 federal Patient Protection and Affordable Care Act.

13 (2) For purposes of this section:

14 (a) The term "state" means the State of Florida or any of
15 its political subdivisions.

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16 (b) A plan shall be deemed to have been purchased with
17 state or federal funds if it is a plan toward which any tax
18 credit or cost-sharing reduction is applied.

19 (3) This section shall not apply to coverage for an
20 abortion that is performed when the life of the mother is
21 endangered by a physical disorder, physical illness, or physical
22 injury, including a life-endangering physical condition caused
23 by or arising from the pregnancy, when a physician finds the
24 abortion to be medically necessary, or when the pregnancy
25 resulted from an act of rape or incest.

26 (4) This section may not be construed to prevent a health
27 plan from providing any private person or entity with separate
28 coverage for abortions, provided such coverage is not purchased,
29 in whole or in part, with state or federal funds.

30 (5) If a court enjoins or declares subsection (1) invalid,
31 abortion coverage may not be provided in this state by a health
32 plan purchased through an exchange created under the federal
33 Patient Protection and Affordable Care Act, subject to the
34 exception provided in subsection (3).

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T I T L E A M E N D M E N T

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Remove line 181 and insert:

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certain purposes; creating s. 390.027, F.S.; prohibiting the use
41 of state or federal funds to provide coverage for abortions in
42 an exchange created pursuant to federal law; specifying
43 conditions under which a health plan is deemed to be purchased
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44 with state or federal funds; providing exceptions; providing a
45 definition; providing construction; prohibiting abortion
46 coverage if a court declares certain provisions of the section
47 invalid; providing an effective date.