

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Gaetz offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 105 and 106, insert:

5 Section 1. Section 390.027, Florida Statutes, is created
6 to read:

7 390.027 Restrictions on use of funds for state exchanges.-

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

12 (2) For purposes of this section:

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

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

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

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

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

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

37 Remove line 2 and insert:

38 An act relating to health care; creating s. 390.027, F.S.;

39 prohibiting the use of state or federal funds to provide

40 coverage for abortions in an exchange created pursuant to

41 federal law; specifying conditions under which a health plan is

42 deemed to be purchased with state or federal funds; providing

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43 exceptions; providing a definition; providing construction;
44 prohibiting abortion coverage if a court declares certain
45 provisions of the section invalid; amending s. 400.471,