



407852

LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
04/15/2011	.	
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The Committee on Budget (Margolis) recommended the following:

Senate Amendment

Delete lines 22 - 73
and insert:

(1) A health insurance policy under which coverage is purchased in whole or in part with any state or federal funds through an exchange created pursuant to the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148, may not provide coverage for an abortion as defined in s. 390.011(1), except if the physician certifies in writing that an abortion is necessary because the pregnancy poses a threat to the woman's life, is a serious risk to her health, or is the result of an act of rape or incest. Coverage is deemed to be purchased with



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14 state or federal funds if any tax credit or cost-sharing credit
15 is applied toward the health insurance policy.

16 (2) This section does not prohibit a health insurance
17 policy from offering separate coverage for an abortion if such
18 coverage is not purchased in whole or in part with state or
19 federal funds.

20 (3) As used in this section, the term "state" means this
21 state or any political subdivision of the state.

22 Section 2. Section 627.66995, Florida Statutes, is created
23 to read:

24 627.66995 Restrictions on use of state and federal funds
25 for state exchanges.—

26 (1) A group, franchise, or blanket health insurance policy
27 under which coverage is purchased in whole or in part with any
28 state or federal funds through an exchange created pursuant to
29 the federal Patient Protection and Affordable Care Act, Pub. L.
30 No. 111-148, may not provide coverage for an abortion as defined
31 in s. 390.011(1), except if the physician certifies in writing
32 that an abortion is necessary because the pregnancy poses a
33 threat to the woman's life, is a serious risk to her health, or
34 is the result of an act of rape or incest. Coverage is deemed to
35 be purchased with state or federal funds if any tax credit or
36 cost-sharing credit is applied toward the group, franchise, or
37 blanket health insurance policy.

38 (2) This section does not prohibit a group, franchise, or
39 blanket health insurance policy from offering separate coverage
40 for an abortion if such coverage is not purchased in whole or in
41 part with state or federal funds.

42 (3) As used in this section, the term "state" means this



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43 state or any political subdivision of the state.

44 Section 3. Section 641.31099, Florida Statutes, is created
45 to read:

46 641.31099 Restrictions on use of state and federal funds
47 for state exchanges.-

48 (1) A health maintenance contract under which coverage is
49 purchased in whole or in part with any state or federal funds
50 through an exchange created pursuant to the federal Patient
51 Protection and Affordable Care Act, Pub. L. No. 111-148, may not
52 provide coverage for an abortion as defined in s. 390.011(1),
53 except if the physician certifies in writing that an abortion is
54 necessary because the pregnancy poses a threat to the woman's
55 life, is a serious risk to her health, or is the result of an
56 act of rape or incest. Coverage is deemed to be purchased with
57 state or federal funds if any tax credit or cost-sharing credit
58 is applied toward the health maintenance contract.