

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 910
PROPOSED COMMITTEE SUBSTITUTE H910-PCS30385-RC-45

Short Title: Gov't Health Plans/ Limited Abortion Coverage.

(Public)

Sponsors:

Referred to:

May 5, 2011

A BILL TO BE ENTITLED

AN ACT TO LIMIT ABORTION COVERAGE UNDER THE STATE HEALTH PLAN FOR
TEACHERS AND STATE EMPLOYEES AS WELL AS UNDER ANY HEALTH
INSURANCE PLAN OFFERED BY A COUNTY OR MUNICIPALITY.

The General Assembly of North Carolina enacts:

SECTION 1.(a) Effective until January 1, 2011, G.S. 135-45.8 is amended by
adding a new subdivision to read:

"§ 135-45.8. **General limitations and exclusions.**

The following shall in no event be considered covered expenses nor will benefits described
in G.S. 135-45.6 through G.S. 135-45.11 be payable for:

...
(25) Charges for medical or surgical abortion procedures except:

a. When the pregnancy is the result of cases of rape or incest.

b. The life of the mother would be endangered if the unborn child were
carried to term.

Nothing in this subdivision shall be construed to limit medical care provided
after a spontaneous miscarriage."

SECTION 1.(b) Effective until January 1, 2011, the provisions of
G.S. 135-45.8(21) and (22) do not apply to complications or related charges from an abortion
not covered under G.S. 135-45.8(25), as enacted in subsection (a) of this section.

SECTION 1.(c) Effective January 1, 2011, G.S. 135-48.52, as enacted in Section
2.10 of S.L. 2011-85, is amended by adding a new subdivision to read:

"(8) Charges for medical or surgical abortion procedures except:

a. When the pregnancy is the result of cases of rape or incest.

b. The life of the mother would be endangered if the unborn child were
carried to term.

Nothing in this subdivision shall be construed to limit medical care provided
after a spontaneous miscarriage. The Plan shall, however, provide coverage
for subsequent complications or related charges arising from an abortion not
covered under this subdivision."

SECTION 2.(a) Effective until January 1, 2011, G.S. 153A-92(d) reads as
rewritten:



1 "(d) A county may purchase life insurance or health insurance or both for the benefit of
2 all or any class of county officers and employees as a part of their compensation. A county may
3 provide other fringe benefits for county officers and employees. In providing health insurance
4 to county officers and employees, a county shall not provide abortion coverage greater than that
5 provided by the State Health Plan for Teachers and State Employees under Article 3A of
6 Chapter 135 of the General Statutes."

7 **SECTION 2.(b)** Effective January 1, 2012, G.S. 153A-92(d), as amended by this
8 act, reads as rewritten:

9 "(d) A county may purchase life insurance or health insurance or both for the benefit of
10 all or any class of county officers and employees as a part of their compensation. A county may
11 provide other fringe benefits for county officers and employees. In providing health insurance
12 to county officers and employees, a county shall not provide abortion coverage greater than that
13 provided by the State Health Plan for Teachers and State Employees under ~~Article 3A~~ Article
14 3B of Chapter 135 of the General Statutes."

15 **SECTION 3.(a)** Effective until January 1, 2011, G.S. 160A-162(b) reads as
16 rewritten:

17 "(b) The council may purchase life, health, and any other forms of insurance for the
18 benefit of all or any class of city employees and their dependents, and may provide other fringe
19 benefits for city employees. In providing health insurance to city employees, the council shall
20 not provide abortion coverage greater than that provided by the State Health Plan for Teachers
21 and State Employees under Article 3A of Chapter 135 of the General Statutes."

22 **SECTION 3.(b)** Effective January 1, 2012, G.S. 160A-162(b) reads as rewritten:

23 "(b) The council may purchase life, health, and any other forms of insurance for the
24 benefit of all or any class of city employees and their dependents, and may provide other fringe
25 benefits for city employees. In providing health insurance to city employees, the council shall
26 not provide abortion coverage greater than that provided by the State Health Plan for Teachers
27 and State Employees under ~~Article 3A~~ Article 3B of Chapter 135 of the General Statutes."

28 **SECTION 4.** If Section 29.23 of House Bill 200 of the 2011 Regular Session
29 becomes law, Section 1 of this act is repealed.

30 **SECTION 5.** Except as otherwise provided, this act becomes effective October 1,
31 2011, and applies to health insurance plan years beginning on or after that date.