

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 910
Committee Substitute Favorable 6/8/11

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

(Public)

Sponsors:

Referred to:

May 5, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT ABORTION COVERAGE UNDER THE STATE HEALTH PLAN FOR
3 TEACHERS AND STATE EMPLOYEES AS WELL AS UNDER ANY HEALTH
4 INSURANCE PLAN OFFERED BY A COUNTY OR MUNICIPALITY.

5 The General Assembly of North Carolina enacts:

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

8 "§ 135-45.8. General limitations and exclusions.

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

11 ...

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

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

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

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

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

21 SECTION 1.(c) Effective January 1, 2011, G.S. 135-48.52, as enacted in Section
22 2.10 of S.L. 2011-85, is amended by adding a new subdivision to read:

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

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

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

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

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

33 "(d) A county may purchase life insurance or health insurance or both for the benefit of
34 all or any class of county officers and employees as a part of their compensation. A county may
35 provide other fringe benefits for county officers and employees. In providing health insurance
36 to county officers and employees, a county shall not provide abortion coverage greater than that



1 provided by the State Health Plan for Teachers and State Employees under Article 3A of
2 Chapter 135 of the General Statutes."

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

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

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

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

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

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

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

26 **SECTION 5.** Except as otherwise provided, this act becomes effective October 1,
27 2011, and applies to health insurance plan years beginning on or after that date.