

By: Laubenberg

H.B. No. 3112

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on coverage for abortion under health benefit plans offered through a health benefit exchange.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Title 8, Insurance Code, is amended by adding Subtitle K to read as follows:

SUBTITLE K. FEDERAL PATIENT PROTECTION AND AFFORDABLE CARE ACT

CHAPTER 1671. PROHIBITION ON COVERAGE FOR ABORTION

Sec. 1671.001. DEFINITIONS. In this chapter:

(1) "Abortion" has the meaning assigned by Section 171.002, Health and Safety Code.

(2) "Health benefit exchange" means an American Health Benefit Exchange administered by the federal government or created pursuant to Section 1311(b), Patient Protection and Affordable Care Act (Pub. L. No. 111-148).

(3) "Qualified health plan" has the meaning assigned by Section 1301(a), Patient Protection and Affordable Care Act (Pub. L. No. 111-148).

Sec. 1671.002. PROHIBITED COVERAGE THROUGH HEALTH BENEFIT EXCHANGE. A qualified health plan offered through a health benefit exchange may not provide coverage for an abortion other than coverage for an abortion performed when:

(1) a physical disorder, physical illness, or physical injury, including a life-endangering physical condition caused by

1 the pregnancy itself, endangers the life of the mother; or
2 (2) the pregnancy is the result of rape or incest.

3 SECTION 2. This Act takes effect September 1, 2011.