

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

H

D

HOUSE DRH90102-ME-7H (12/23)

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

(Public)

Sponsors: Representative LaRoque.

Referred to:

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)** G.S. 135-45.8 is amended by adding a new subdivision to read:  
7 "**§ 135-45.8. General limitations and exclusions.**

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

10 ...

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

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

13 b. In cases of medical emergency where abortion procedures are  
14 necessary because, in the written opinion of the attending physician,  
15 failure to terminate the pregnancy endangers the life of the mother.

16 c. To remove a dead unborn child.

17 For purposes of this subdivision, the term "abortion procedures" does not  
18 include procedures related to miscarriage."

19 **SECTION 1.(b)** If Senate Bill 323 of the 2011 Regular Session becomes law, then,  
20 notwithstanding Section 2.9 of that bill and effective January 1, 2012, G.S. 135-45.8(25), as  
21 enacted by this act, is recodified as G.S. 135-48.52(8).

22 **SECTION 2.(a)** G.S. 153A-92(d) reads as rewritten:

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

29 **SECTION 2.(b)** If Senate Bill 323 of the 2011 Regular Session becomes law, then,  
30 notwithstanding Section 2.9 of that bill and effective January 1, 2012, G.S. 153A-92(d), as  
31 amended by this act, reads as rewritten:

32 "(d) A county may purchase life insurance or health insurance or both for the benefit of  
33 all or any class of county officers and employees as a part of their compensation. A county may  
34 provide other fringe benefits for county officers and employees. In providing health insurance  
35 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~~ Article  
2 3B of Chapter 135 of the General Statutes."

3 **SECTION 3.(a)** G.S. 160A-162(b) reads as rewritten:

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

9 **SECTION 3.(b)** If Senate Bill 323 of the 2011 Regular Session becomes law, then,  
10 notwithstanding Section 2.9 of that bill and effective January 1, 2012, G.S. 160A-162(b) reads  
11 as rewritten:

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

17 **SECTION 4.** Except as otherwise provided, this act becomes effective July 1,  
18 2011, and applies to health insurance plan years beginning on or after that date.