

The House Committee on Insurance offers the following substitute to SB 98:

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated,
2 relating to insurance generally, so as to provide definitions; to opt out of funding certain
3 abortions through certain qualified health plans; to provide for certain exceptions; to amend
4 Article 1 of Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to
5 public employees' insurance and benefit plans, so as to change certain provisions relating to
6 expenses not to be covered by the state health benefit plan; to repeal conflicting laws; and
7 for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to
11 insurance generally, is amended by adding a new Code section to read as follows:

12 "33-24-59.17.

13 (a) No abortion coverage shall be provided by a qualified health plan offered within the
14 State of Georgia through a state exchange created pursuant to the federal Patient Protection
15 and Affordable Care Act (Public Law 111-148), as amended by the federal Health Care and
16 Education Reconciliation Act of 2010 (Public Law 111-152), and regulations or guidance
17 issued under those acts, except in the case of medical emergency.

18 (b) For the purposes of this Code section, the term 'abortion' has the same meaning as
19 provided in Code Section 31-9A-2.

20 (c) For the purposes of this Code section, the term 'medical emergency' has the same
21 meaning as provided in Code Section 31-9A-2.

22 (d) Nothing in this Code section shall be construed as creating or recognizing a right to an
23 abortion.

24 (e) It is not the intention of this Code section to make lawful an abortion that is currently
25 unlawful."

26

SECTION 2.

27 Article 1 of Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to
28 public employees' insurance and benefit plans, is amended by revising Code Section 45-18-4,
29 relating to expenses not to be covered by the state health benefit plan, as follows:

30 "45-18-4.

31 The health insurance plan shall not include expenses incurred by or on account of an
32 individual prior to the effective date of the plan; expenses for services received for injury
33 or sickness due to war or any act of war, whether declared or undeclared, which war or act
34 of war shall have occurred after the effective date of this plan; expenses for which the
35 individual is not required to make payment; expenses to the extent of benefits provided
36 under any employer group plan other than this plan in which the state participates in the
37 cost thereof; expenses for abortion services except to the extent permitted under rules or
38 regulations of the board as such existed on January 1, 2014; and such other expenses as
39 may be excluded by regulations of the board. For purposes of this Code section, the terms
40 'abortion' and 'medical emergency' shall have the same meanings as provided in Code
41 Section 31-9A-2."

42

SECTION 3.

43 All laws and parts of laws in conflict with this Act are repealed.