COMMITTEE REPORT

May 17, 2012

**S. 102**

Introduced by Senators Grooms, Fair, Verdin and Campsen

S. Printed 5/17/12--H.

Read the first time March 20, 2012.

**THE COMMITTEE ON**

**LABOR, COMMERCE AND INDUSTRY**

To whom was referred a Bill (S. 102) to amend Article 1, Chapter 71, Title 38 of the 1976 Code, relating to accident and health insurance, by adding Section 38‑71‑238 to prohibit qualified, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

WILLIAM E. SANDIFER for Committee.

**A** **BILL**

TO AMEND ARTICLE 1, CHAPTER 71, TITLE 38 OF THE 1976 CODE, RELATING TO ACCIDENT AND HEALTH INSURANCE, BY ADDING SECTION 38‑71‑238 TO PROHIBIT QUALIFIED HEALTH PLANS OFFERED THROUGH A HEALTH CARE EXCHANGE REQUIRED BY THE FEDERAL “PATIENT PROTECTION AND AFFORDABLE CARE ACT” FROM OFFERING ABORTION COVERAGE, AND TO PROVIDE FOR CERTAIN EXCEPTIONS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 1, Chapter 71, Title 38 of the 1976 Code is amended by adding:

“Section 38‑71‑238. (A) Abortion coverage may not be provided by a qualified health plan offered by a health insurer, including a group health plan as defined in Section 607(1) of the Employee Retirement Income Security Act of 1974 or health maintenance organization as defined in Section 38‑33‑20, through a health insurance exchange created pursuant to the federal ‘Patient Protection and Affordable Care Act’.

(B) This limitation shall not apply to an abortion performed when the life of the mother is endangered by a physical disorder, physical illness, or physical injury, including a life‑endangering physical condition caused or arising from the pregnancy, or when the pregnancy is the result of rape or incest.”

SECTION 2. This act takes effect upon approval by the Governor.

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