

SECOND REGULAR SESSION

SENATE BILL NO. 747

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS RUPP AND MAYER.

Read 1st time January 12, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

4141S.03I

AN ACT

To repeal section 376.805, RSMo, and to enact in lieu thereof one new section relating to health insurance coverage for elective abortions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 376.805, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 376.805, to read as follows:

376.805. 1. No health insurance contracts, plans, or policies delivered or
2 issued for delivery in the state shall provide coverage for elective abortions except
3 by an optional rider for which there must be paid an additional premium. For
4 purposes of this section, an "elective abortion" means an abortion for any reason
5 other than a spontaneous abortion or to prevent the death of the female upon
6 whom the abortion is performed.

7 2. **Subsection 1** of this section shall be applicable to all contracts, plans
8 or policies of:

9 (1) All health insurers subject to this chapter; and

10 (2) All nonprofit hospital, medical, surgical, dental, and health service
11 corporations subject to chapter 354, RSMo; and

12 (3) All health maintenance organizations.

13 3. **No health insurance exchange established within this state or**
14 **any health insurance exchange administered by the federal government**
15 **or its agencies within this state shall offer health insurance contracts,**
16 **plans, or policies that provide coverage for elective abortions, nor shall**
17 **any health insurance exchange operating within this state offer**
18 **coverage for elective abortions through the purchase of an optional**
19 **rider.**

20 4. This section shall be applicable only to contracts, plans or policies

21 written, issued, renewed or revised, after September 28, 1983. For the purposes
22 of this subsection, if new premiums are charged for a contract, plan or policy, it
23 shall be determined to be a new contract, plan or policy.

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