

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**HOUSE BILL 854\***

Short Title: No Abortions Under State Health Plan. (Public)

Sponsors: Representatives Capps; Barnhart, Blust, Gorman, Gulley, L. Johnson, Lewis, Rhodes, Sexton, and Walker.

Referred to: Health.

April 3, 2003

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT COVERAGE FOR ABORTIONS UNDER THE  
TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR  
MEDICAL PLAN.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 135-40.1(16) reads as rewritten:

**"§ 135-40.1. General definitions.**

As used in Parts 2 and 3 of this Article, the following terms have the meaning specified as follows:

...

(16) Pregnancy. – Shall include resulting ~~childbirth, miscarriage or abortion.~~ childbirth or miscarriage.

..."

**SECTION 2.** G.S. 135-40.6(5)d. reads as rewritten:

"(5) Surgical Benefits. – The Plan pays the usual, customary and reasonable charges for covered surgical services as follows:

...

d. Maternity Care: Independent operative procedures in connection with pregnancy, such as: manipulative obstetrical delivery, delivery by Caesarean section, removal of ectopic pregnancy, dilation and curettage. Benefits for manipulative obstetrical delivery include use of forceps and/or episiotomy. No benefits are provided for antepartum or postpartum care, except for direct surgical procedures of delivery and surgical treatment. No benefits are provided for medical or surgical abortion procedures.

..."

1           **SECTION 3.** G.S. 135-40.7 is amended by adding the following new  
2 subdivision to read:

3 **"§ 135-40.7. General limitations and exclusions.**

4           The following shall in no event be considered covered expenses nor will benefits  
5 described in G.S. 135-40.5 through G.S. 135-40.11 be payable for:

6           ...

7           (24) Charges for medical or surgical abortion procedures."

8           **SECTION 4.** This act is effective when it becomes law.