

2011 DRAFTING REQUEST

Bill

Received: **03/22/2011**

Received By: **tdodge**

Wanted: **As time permits**

Companion to LRB:

For: **Rich Zipperer (608) 266-9174**

By/Representing: **Chris Reader**

May Contact:

Drafter: **tdodge**

Subject: **Insurance - health**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Zipperer@legis.wisconsin.gov**

Carbon copy (CC:) to: **pam.kahler@legis.wisconsin.gov**
tamara.dodge@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Prohibiting coverage of abortions through health plans sold through exchanges

Instructions:

Redraft 09-4698/2.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tdodge 03/29/2011	jdyer 04/05/2011		_____			
/1			rschluet 04/05/2011	_____	ggodwin 04/05/2011	ggodwin 04/26/2011	

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/?	tdodge	1 4/5 jld	1	1/5			

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FE Sent For:

<END>

Dodge, Tamara

From: Reader, Chris

Sent: Tuesday, March 22, 2011 9:36 AM

To: Dodge, Tamara

Subject: Zipperer drafting request

Could you redraft 2009 LRB 4698/2 for Senator Zipperer?

Thank you!

Chris Reader

Chief of Staff

Senator Rich Zipperer

State Capitol Room 323 South

(608) 266-9174

3/22/2011



State of Wisconsin
2009 - 2010 LEGISLATURE

1730/11
LRB-4698/2
TJD:bjk/jf
RMNR
jld

In. 3/29/11

2009 BILL
2011

X

Regen

1 AN ACT to create 632.8985 of the statutes; relating to: prohibiting coverage of
2 abortions through health plans sold through exchanges.

Analysis by the Legislative Reference Bureau

Under the federal Patient Protection and Affordable Care Act (PPACA), which was enacted on March 23, 2010, each state must establish an American health benefit exchange (exchange) to assist individuals and certain businesses in purchasing health insurance. Health insurance offered through the exchange (known as a "qualified health plan" in PPACA) must meet certain federal requirements, including offering the essential health benefits package that is established by the federal Department of Health and Human Services. PPACA allows states to prohibit coverage of abortions by qualified health plans offered through the exchange.

Under current law, funds of the state, a local government, or a long-term care district and federal funds passing through the state treasury may not be paid to a physician or surgeon or a hospital, clinic, or other medical facility for the performance of an abortion. This funding prohibition does not apply in the following circumstances: 1) the abortion is directly and medically necessary to save the life of the woman and a physician so certifies; 2) the abortion is performed in the case of sexual assault or incest, a physician so certifies, and the sexual assault or incest is reported to law enforcement; and 3) due to a preexisting medical condition, the abortion is directly and medically necessary to prevent grave, long-lasting physical health damage to the woman and a physician so certifies.

This bill prohibits a qualified health plan offered through any exchange operating in this state from covering any abortion the performance of which is

BILL

ineligible for funding from the state, a local government, or a long-term care district or from federal funds passing through the state treasury. ✓

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 632.8985 of the statutes is created to read:

2 **632.8985 Prohibiting abortion coverage.** ✓ (1) In this section, "abortion" has
3 the meaning given in s. 253.10 (2) (a). ✓

4 (2) A qualified health plan, as defined in section 1301 of P.L. 111-148, that is
5 offered through any American health benefit exchange, as described in section 1311
6 of P.L. 111-148, that is operating in the state may not cover any abortion the
7 performance of which is ineligible for funding under s. 20.927. ✓

8 (END)

42 USC 18031

42 USC 18021(a) ✓

Godwin, Gigi

From: Reader, Chris

Sent: Tuesday, April 26, 2011 11:43 AM

To: LRB.Legal

Subject: Draft Review: LRB 11-1730/1 Topic: Prohibiting coverage of abortions through health plans sold through exchanges

Please Jacket LRB 11-1730/1 for the SENATE.