

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 132**

Introduced by Dubas, 34; Coash, 27; Harms, 48; Karpisek, 32; Mello, 5; Nordquist, 7; Pirsch, 4; Schilz, 47; Sullivan, 41; Utter, 33.

Read first time January 06, 2011

Committee: Banking, Commerce and Insurance

A BILL

- 1 FOR AN ACT relating to insurance; to adopt the Abortion Mandate Opt-
- 2 Out Act.
- 3 Be it enacted by the people of the State of Nebraska,

1           Section 1. Sections 1 to 3 of this act shall be known and  
2 may be cited as the Abortion Mandate Opt-Out Act.

3           Sec. 2. (1) The Legislature finds that in the federal  
4 Patient Protection and Affordable Care Act, Public Law 111-148, each  
5 state is explicitly permitted to pass laws prohibiting qualified  
6 health plans offered through a health insurance exchange created  
7 under the act in such state from offering abortion coverage.

8           (2) Based on the findings in subsection (1) of this  
9 section, it is the purpose of section 3 of this act to affirmatively  
10 opt out of allowing qualified health plans that cover abortions to  
11 participate in health insurance exchanges within the State of  
12 Nebraska.

13           Sec. 3. (1) No abortion coverage shall be provided by a  
14 qualified health plan offered through a health insurance exchange  
15 created pursuant to the federal Patient Protection and Affordable  
16 Care Act, Public Law 111-148, within the State of Nebraska.

17           (2) The limitation in subsection (1) of this section  
18 shall not apply to an abortion performed when the life of the mother  
19 is endangered by a physical disorder, physical illness, or physical  
20 injury, including a life-endangering physical condition caused by or  
21 arising from the pregnancy itself.