

HOUSE BILL No. 1498

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-1-13.

Synopsis: Refusal of certain health care coverage. Prohibits a person from being: (1) compelled to obtain; or (2) discriminated against or penalized for refusing; coverage for abortion, contraception, or sterilization in a health plan if the person objects to the coverage on moral or religious grounds. Prohibits a person from being: (1) compelled to provide or offer; or (2) discriminated against or penalized for declining or refusing to provide or offer; coverage for abortion, contraception, or sterilization in a health plan if the person objects to the coverage on moral or religious grounds. Allows the attorney general to file a civil action for relief if the attorney general has reasonable cause to believe a person is acting in violation of these provisions.

Effective: July 1, 2013.

Wesco, Davisson, Lehman

January 22, 2013, read first time and referred to Committee on Insurance.

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First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1498



A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 4-1-13 IS ADDED TO THE INDIANA CODE AS
- 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2013]:
- 4 **Chapter 1. Health Coverage for Abortion, Contraception, or**
- 5 **Sterilization**
- 6 **Sec. 1. As used in this chapter, "abortion" means the**
- 7 **termination of human pregnancy with an intention other than to**
- 8 **produce a live birth or to remove a dead fetus.**
- 9 **Sec. 2. As used in this section, "contraception" means any**
- 10 **medication or device for which the sole purpose is to prevent**
- 11 **conception.**
- 12 **Sec. 3. As used in this chapter, "health plan" means a policy,**
- 13 **contract, certificate, or agreement offered or issued:**
- 14 **(1) by an entity that assumes or carries insurance risk; and**
- 15 **(2) to provide, deliver, arrange for, pay for, or reimburse the**
- 16 **costs of health care services.**
- 17 **Sec. 4. As used in this chapter, "person" means an individual or**



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entity.
Sec. 5. As used in this chapter, "sterilization" means any elective medical procedure for which the sole purpose is to make an individual incapable of reproduction.

Sec. 6. A person may not be:
(1) compelled to obtain; or
(2) discriminated against or penalized for refusing; coverage for abortion, contraception, or sterilization in a health plan if the person objects to the coverage of such items or procedures on moral or religious grounds.

Sec. 7. A person may not be:
(1) compelled to provide or offer; or
(2) discriminated against or penalized for declining or refusing to provide or offer; coverage for abortion, contraception, or sterilization in a health plan if the person objects to the coverage of such items or procedures on moral or religious grounds.

Sec. 8. (a) If the attorney general has reasonable cause to believe that a person is:
(1) compelling another person to obtain;
(2) discriminating against or penalizing another person for refusing to obtain;
(3) compelling another person to provide or offer; or
(4) discriminating against or penalizing another person for declining or refusing to provide or offer; coverage for abortion, contraception, or sterilization in a health plan in violation of this chapter, the attorney general may file a civil action for relief, including a permanent or temporary injunction, a restraining order, or another appropriate order.
(b) This section does not preclude a private right of action under this chapter.

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