

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2104 Session of
2003

INTRODUCED BY TANGRETTI, TIGUE, BIRMELIN, DAILEY, TRUE,
ARMSTRONG, BAKER, BALDWIN, BENNINGHOFF, BOYD, BROWNE, CAWLEY,
CLYMER, CORRIGAN, CREIGHTON, EGOLF, FICHTER, FLEAGLE,
FORCIER, GABIG, GERGELY, GOOD, GORDNER, GRUCELA, HARHAI,
HERSHEY, HICKERNELL, KOTIK, LaGROTTA, LAUGHLIN, LEWIS, MAHER,
MARKOSEK, McILHATTAN, McNAUGHTON, MELIO, METCALFE, MUSTIO,
PETRARCA, REED, REICHLEY, ROHRER, RUFFING, SATHER, SCAVELLO,
STABACK, STERN, R. STEVENSON, SURRA, E. Z. TAYLOR, J. TAYLOR,
TURZAI, WANSACZ, WILT AND WOJNAROSKI, OCTOBER 16, 2003

REFERRED TO COMMITTEE ON INSURANCE, OCTOBER 16, 2003

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An
2 act relating to insurance; amending, revising, and
3 consolidating the law providing for the incorporation of
4 insurance companies, and the regulation, supervision, and
5 protection of home and foreign insurance companies, Lloyds
6 associations, reciprocal and inter-insurance exchanges, and
7 fire insurance rating bureaus, and the regulation and
8 supervision of insurance carried by such companies,
9 associations, and exchanges, including insurance carried by
10 the State Workmen's Insurance Fund; providing penalties; and
11 repealing existing laws," providing for exclusion of abortion
12 coverage for health care and disability insurance.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. The act of May 17, 1921 (P.L.682, No.284), known
16 as The Insurance Company Law of 1921, is amended by adding a
17 section to read:

18 Section 633.1. Abortion Coverage Exclusion.--(a) All
19 insurers who make available individual or group health care and

disability insurance policies in this Commonwealth and who wish to cover abortion services shall provide all insureds with an express option to exclude coverage for each of the following:

(1) All abortion services except those necessary to avert the death of the pregnant woman.

(2) All abortion services except those necessary to avert the death of the pregnant woman or where the pregnancy is the result of rape or incest.

(b) For group policies, the option of exclusion of coverage under clause (1) of subsection (a) shall also be made available to each individual insured who objects to abortion on moral or religious grounds.

(c) Notice of the options for exclusion of abortion coverage provided for in this section shall be printed on the application form and on the insurance policy in sixteen-point boldface print. Every insurance policy that contains an exclusion of coverage for abortion services shall expressly state that such coverage is excluded. Every insurance policy that does not contain an exclusion for abortion coverage shall expressly state that abortion services are covered.

(d) This section shall apply to all policies of health care and disability insurance entered into or renewed on or after the effective date of this section.

Section 2. This act shall take effect in 60 days.