

112TH CONGRESS  
2D SESSION

# H. R. 4971

To amend title I of the Patient Protection and Affordable Care Act to ensure that the coverage offered under multi-State qualified health plans offered in Exchanges is consistent with the Federal abortion funding ban.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

Mr. AKIN (for himself, Mr. ALEXANDER, Mrs. BACHMANN, Mr. BARTLETT, Mr. BENISHEK, Mrs. BLACK, Mr. BOUSTANY, Mr. BRADY of Texas, Mr. BURTON of Indiana, Mr. CANSECO, Mr. CHABOT, Mr. COLE, Mr. CONAWAY, Mr. CRAVAACK, Mr. CRAWFORD, Mr. DUNCAN of South Carolina, Mr. DUNCAN of Tennessee, Mr. FLEMING, Mr. FLORES, Mr. FORTENBERRY, Mr. FRANKS of Arizona, Mr. GOHMERT, Mr. GRAVES of Missouri, Mr. GRAVES of Georgia, Mr. HARRIS, Mrs. HARTZLER, Mr. HUELSKAMP, Mr. HUIZENGA of Michigan, Mr. HULTGREN, Mr. JOHNSON of Ohio, Mr. JONES, Mr. JORDAN, Mr. KELLY, Mr. KINGSTON, Mr. KLINE, Mr. LAMBORN, Mr. LANDRY, Mr. LANKFORD, Mr. LIPINSKI, Mr. LUETKEMEYER, Mr. MARCHANT, Mr. McCOTTER, Mr. MILLER of Florida, Mrs. MILLER of Michigan, Mr. MULVANEY, Mr. NEUGEBAUER, Mr. PAUL, Mr. QUAYLE, Mrs. ROBY, Mr. ROSS of Florida, Mr. RYAN of Wisconsin, Mrs. SCHMIDT, Mr. SCHWEIKERT, Mr. SCOTT of South Carolina, Mr. SMITH of New Jersey, Mr. SMITH of Nebraska, Mr. SOUTHERLAND, Mr. STIVERS, Mr. WALBERG, Mr. WESTMORELAND, Mr. WILSON of South Carolina, and Mr. BILIRAKIS) introduced the following bill; which was referred to the Committee on Energy and Commerce

---

## A BILL

To amend title I of the Patient Protection and Affordable Care Act to ensure that the coverage offered under multi-State qualified health plans offered in Exchanges is consistent with the Federal abortion funding ban.

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Stop Abortion Funding  
5 in Multi-state Exchange Plans Act” or “SAFE Act”.

6 **SEC. 2. CONSISTENCY WITH FEDERAL ABORTION FUNDING**

7                   **BAN FOR COVERAGE UNDER MULTI-STATE**  
8                   **PLANS IN EXCHANGES.**

9       (a) IN GENERAL.—Section 1334(a)(6) of the Patient  
10 protection and Affordable Care Act (42 U.S.C.  
11 18054(a)(6)) is amended to read as follows:

12                   “(6) CONSISTENCY WITH FEDERAL ABORTION  
13 FUNDING BAN.—

14                   “(A) IN GENERAL.—In entering into con-  
15 tracts under this subsection, the Director shall  
16 ensure that no multi-State qualified health plan  
17 offered in an Exchange provides coverage of  
18 abortion.

19                   “(B) EXCEPTION.—The limitation estab-  
20 lished in subparagraph (A) shall not apply to  
21 an abortion—

22                   “(i) if the pregnancy is the result of  
23 an act of rape or incest; or

24                   “(ii) in a case where a woman suffers  
25 from a physical disorder, physical injury,

1                   or physical illness that would, as certified  
2                   by a physician, place the woman in danger  
3                   of death unless an abortion is performed,  
4                   including a life-endangering physical condi-  
5                   tion caused by or arising from the preg-  
6                   nancy itself.”.

7           (b) PREEMPTION.—Section 1303(c)(1) of the Patient  
8 Protection and Affordable Care Act (42 U.S.C.  
9 18023(c)(1)) is amended by adding at the end the fol-  
10 lowing: “Notwithstanding this paragraph, no State law  
11 shall preempt the limitation on coverage of abortion in  
12 multi-state plans set forth in Section 1334(a)(6).”.

○