

SENATE No. 925

By Mr. Knapik, a petition (accompanied by bill, Senate, No. 925) of Robert L. Hedlund, Michael R. Knapik and Robert A. Antonioni for legislation to prohibit the use of tax dollars to fund abortions. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT PREVENTING THE USE OF TAX DOLLARS TO FUND ABORTIONS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 20B of Chapter 29 of the General Laws
2 is hereby amended by adding the following paragraph:—

3 No account or demand approved by the head of a department,
4 office, commission or institution for which it was contracted,
5 requiring the certification of the comptroller or warrant of the
6 governor shall be paid from an appropriation for an abortion, as
7 defined in section 12K of Chapter 112 except for an abortion nec-
8 essary to prevent the death of the mother.

1 SECTION 2. The first paragraph of section 4 of Chapter 32A
2 of the General Laws is hereby amended by adding at the end of
3 the first sentence, the following:—

4 The policy or policies providing hospital, surgical, medical,
5 dental and other health insurance shall contain a condition that
6 coverage for abortions shall only be included if the abortion is
7 determined by a panel, acceptable to the commission, of qualified
8 physicians licensed in accordance with the law, to be necessary to
9 prevent the death of the mother. Said policy or policies shall
10 define abortion to mean the knowing destruction of the life of an
11 unborn child or the intentional expulsion or removal of an unborn
12 child from the womb other than for the principle purpose of pro-
13 ducing a live birth or removing a dead fetus.

1 SECTION 3. The first paragraph of section 10B of Chap-
2 ter 32A, as so appearing, is hereby amended by adding after the
3 first sentence, the following:—

4 The policy or policies providing hospital, surgical, medical,
5 dental and other health insurance shall contain a condition that
6 coverage for abortions shall only be included if the abortion is
7 determined by a panel, acceptable to the commission, of qualified
8 physicians licensed in accordance with the law, to be necessary to
9 prevent the death of the mother. Said policy or policies shall
10 define abortion to mean the knowing destruction of the life of an
11 unborn child or the intentional expulsion or removal of an unborn
12 child from the womb other than for the principle purpose of pro-
13 ducing a live birth or removing a dead fetus.

1 SECTION 4. The first paragraph of section 10C of
2 Chapter 32A, as so appearing, is hereby amended by adding after
3 the first sentence, the following:—

4 The policy or policies providing hospital, surgical, medical,
5 dental and other health insurance shall contain a condition that
6 coverage for abortions shall only be included if the abortion is
7 determined by a panel, acceptable to the commission, of qualified
8 physicians licensed in accordance with the law, to be necessary to
9 prevent the death of the mother. Said policy or policies shall
10 define abortion to mean the knowing destruction of the life of an
11 unborn child or the intentional expulsion or removal of an unborn
12 child from the womb other than for the principle purpose of pro-
13 ducing a live birth or removing a dead fetus.

1 SECTION 5. The first paragraph of section 12 of Chapter 32A,
2 as so appearing, is hereby amended by adding after the first sen-
3 tence, the following:— The policy or policies providing hospital,
4 surgical, medical, dental and other health insurance shall contain a
5 condition that coverage for abortions shall only be included if the
6 abortion is determined by a panel, acceptable to the commission,
7 of qualified physicians licensed in accordance with the law, to be
8 necessary to prevent the death of the mother. Said policy or poli-
9 cies shall define abortion to mean the knowing destruction of the
10 life of an unborn child or the intentional expulsion or removal of
11 an unborn child from the womb other than for the principle pur-
12 pose of producing a live birth or removing a dead fetus.

1 SECTION 6. The fourth paragraph of section 14 of Chapter
2 32A, as so appearing, is hereby amended by adding after the first
3 sentence, the following:—

4 The terms and provisions of such contracts for health care serv-
5 ices shall also contain a condition that services for abortions shall
6 only be included if the abortion is determined by a panel, accept-
7 able to the commission, of qualified physicians licensed in accor-
8 dance with the law, to be necessary to prevent the death of the
9 mother. Such contracts shall define abortion to mean the knowing
10 destruction of the life of an unborn child or the intentional expul-
11 sion or removal of an unborn child from the womb other than for
12 the principle purpose of producing a live birth or removing a dead
13 fetus.

1 SECTION 7. The first paragraph of section 3 of Chapter 32B
2 of the General Laws, as so appearing, is hereby amended by
3 adding, after the first sentence, the following:—

4 The policy or policies providing hospital, surgical, medical,
5 dental and other health insurance shall contain a condition that
6 coverage for abortions shall only be included if the abortion is
7 determined by a panel, acceptable to the commission, of qualified
8 physicians licensed in accordance with the law, to be necessary to
9 prevent the death of the mother. Said policy or policies shall
10 define abortion to mean the knowing destruction of the life of an
11 unborn child or the intentional expulsion or removal of an unborn
12 child from the womb other than for the principle purpose of pro-
13 ducing a live birth or removing a dead fetus.

1 SECTION 8. The first paragraph of section 3A of said
2 Chapter 32B, as so appearing, is hereby amended by adding, after
3 the second sentence, the following:—

4 The policy, administrative services, or similar contract shall
5 contain a condition that coverage for abortions shall only be
6 included if the abortion is determined by a panel, acceptable to the
7 appropriate public authority, of qualified physicians licensed in
8 accordance with the law, to be necessary to prevent the death of
9 the mother. Said policy or contract shall define abortion to mean
10 the knowing destruction of the life of an unborn child or the inten-
11 tional expulsion or removal of an unborn child from the womb

12 other than for the principle purpose of producing a live birth or
13 removing a dead fetus.

1 SECTION 9. The first paragraph of section 11C of said
2 Chapter 32B, as so appearing, is hereby amended by adding, after
3 the first sentence, the following:—

4 The policy or policies providing hospital, surgical, medical,
5 dental and other health insurance shall contain a condition that
6 coverage for abortions shall only be included if the abortion is
7 determined by a panel, acceptable to the appropriate public
8 authority, of qualified physicians licensed in accordance with the
9 law, to be necessary to prevent the death of the mother. Said
10 policy or policies shall define abortion to mean the knowing
11 destruction of the life of an unborn child or the intentional expul-
12 sion or removal of an unborn child from the womb other than for
13 the purpose of producing a live birth or removing a dead fetus.

1 SECTION 10. The first paragraph of section 16 of said
2 Chapter 32B, as so appearing, is hereby amended by adding after
3 the second clause, the following:—

4 (3) That the contract providing health care services shall con-
5 tain a condition that services for abortions shall only be provided
6 if the abortion is determined by a panel, acceptable to the appro-
7 priate public authority, of qualified physicians licensed in accord-
8 ance with the law, to be necessary to prevent the death of the
9 mother. Said contract shall define abortion to mean the knowing
10 destruction of the life of an unborn child or the intentional expul-
11 sion or removal of an unborn child from the womb other than for
12 the principal purpose of producing a live birth or removing a dead
13 fetus.

1 SECTION 11. Notwithstanding any general or specific law to
2 the contrary, no state funds used to purchase and provide health
3 insurance coverage for employees of the commonwealth shall,
4 except when necessary to save the life of a mother, provide cov-
5 erage for partial-birth abortion, defined as an abortion in which
6 the person partially vaginally delivers a living fetus before killing
7 the fetus and completing the delivery.