

MAINE STATE LEGISLATURE

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Am
R. & S.

L.D. 1168

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DATE: 5-10-99

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

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HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 389, L.D. 1168, Bill, "An Act to Provide Equity in Prescription Insurance for Contraceptive Coverage"

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Amend the amendment by striking out all of the 3rd indented paragraph after the title (page 1, lines 34 to 50 and page 2, lines 1 to 5 in amendment) and inserting in its place the following:

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'2. Exclusion for religious employer. A religious employer may request and a nonprofit hospital or medical service organization or nonprofit health care service organization shall grant an exclusion under the policy or contract for the coverage required by this section if the religious employer objects to such coverage on the basis of the religious employer's bona fide religious beliefs and practices. Notwithstanding this subsection, an exclusion granted to a religious employer does not apply to emergency contraceptive prescription drugs or devices prescribed after unprotected sexual intercourse in order to prevent a pregnancy in cases of rape or incest. For the purposes of this subsection, "religious employer" means an employer in a religious organization that qualifies as a tax-exempt organization under the Internal Revenue Code, Section 501(c) (3).'

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Further amend the amendment by striking out all of the 7th indented paragraph after the title (page 2, lines 23 to 42 in amendment) and inserting in its place the following:

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'2. Exclusion for religious employer. A religious employer may request and an insurer shall grant an exclusion under the policy or contract for the coverage required by this

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2 section if the religious employer objects to such coverage on the
3 basis of the religious employer's bona fide religious beliefs and
4 practices. Notwithstanding this subsection, an exclusion granted
5 to a religious employer does not apply to emergency contraceptive
6 prescription drugs or devices prescribed after unprotected sexual
7 intercourse in order to prevent a pregnancy in cases of rape or
8 incest. For the purposes of this subsection, "religious
9 employer" means an employer in a religious organization that
10 qualifies as a tax-exempt organization under the Internal Revenue
11 Code, Section 501(c) (3).'

12 Further amend the amendment by striking out all of the 11th
13 indented paragraph after the title (page 3, lines 10 to 28 in
14 amendment) and inserting in its place the following:

15 '2. Exclusion for religious employer. A religious
16 employer may request and an insurer shall grant an exclusion
17 under the policy or contract for the coverage required by this
18 section if the religious employer objects to such coverage on the
19 basis of the religious employer's bona fide religious beliefs and
20 practices. Notwithstanding this subsection, an exclusion granted
21 to a religious employer does not apply to emergency contraceptive
22 prescription drugs or devices prescribed after unprotected sexual
23 intercourse in order to prevent a pregnancy in cases of rape or
24 incest. For the purposes of this subsection, "religious
25 employer" means an employer in a religious organization that
26 qualifies as a tax-exempt organization under the Internal Revenue
27 Code, Section 501(c) (3).'
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30 Further amend the amendment by striking out all of the 14th
31 indented paragraph after the title (page 3, lines 41 to 50 and
32 page 4, lines 1 to 10 in amendment) and inserting in its place
33 the following:

34 '2. Exclusion for religious employer. A religious
35 employer may request and a health maintenance organization shall
36 grant an exclusion under the policy or contract for the coverage
37 required by this section if the religious employer objects to
38 such coverage on the basis of the religious employer's bona fide
39 religious beliefs and practices. Notwithstanding this
40 subsection, an exclusion granted to a religious employer does not
41 apply to emergency contraceptive prescription drugs or devices
42 prescribed after unprotected sexual intercourse in order to
43 prevent a pregnancy in cases of rape or incest. For the purposes
44 of this subsection, "religious employer" means an employer in a
45 religious organization that qualifies as a tax-exempt
46 organization under the Internal Revenue Code, Section 501(c) (3).'
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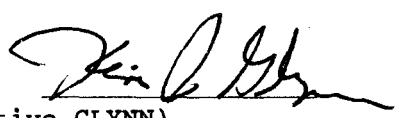
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SUMMARY

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This amendment changes the definition of a "religious employer" and allows a religious employer to request an exemption from the purchase of an insurance policy providing mandated coverage for contraceptives, but requires coverage for emergency contraception given to a victim of rape or incest.

SPONSORED BY: 
(Representative GLYNN)

TOWN: South Portland

HOUSE AMENDMENT