

**AMENDMENT TO H.R. \_\_\_\_\_, AS  
REPORTED  
OFFERED BY MR. STUPAK OF MICHIGAN  
(Amendment is to H.R. 3962)**

Page 97, strike line 13 and all that follows through page 98, line 7.

Page 110, strike lines 1 through 7.

Page 114, line 21, strike "consistent with subsection (d) of such section".

Page 118, line 21, strike "(including subsection (d))".

Page 154, after line 18, insert the following new section (and conform the table of contents of division A accordingly):

**1 SEC. 264. LIMITATION ON ABORTION FUNDING.**

2 (a) IN GENERAL.—No funds authorized under this  
3 Act (or an amendment made by this Act) may be used  
4 to pay for any abortion or to cover any part of the costs  
5 of any health plan that includes coverage of abortion, ex-  
6 cept in the case where a woman suffers from a physical  
7 disorder, physical injury, or physical illness that would, as

1 certified by a physician, place the woman in danger of  
2 death unless an abortion is performed, including a life-  
3 endangering physical condition caused by or arising from  
4 the pregnancy itself, or unless the pregnancy is the result  
5 of an act of rape or incest.

6 (b) CONSTRUCTION ON OPTION TO PURCHASE SEPA-  
7 RATE SUPPLEMENTAL COVERAGE OR PLAN.—Nothing in  
8 this section shall be construed as prohibiting any non-  
9 federal entity (including an individual or a State or local  
10 government) from purchasing separate supplemental cov-  
11 erage for abortions for which funding is prohibited under  
12 this section, or a plan that includes such abortions, so long  
13 as—

14 (1) such coverage or plan is paid for entirely  
15 using only funds not authorized or appropriated by  
16 this Act; and

17 (2) such coverage or plan is not purchased  
18 using matching funds required for a federally sub-  
19 sidized program, including a State's or locality's con-  
20 tribution of Medicaid matching funds.

21 (c) CONSTRUCTION ON OPTION TO OFFER SEPARATE  
22 SUPPLEMENTAL COVERAGE OR PLAN.—Notwithstanding  
23 section 303(b), nothing in this section shall restrict any  
24 QHBP offering entity from offering separate supple-  
25 mental coverage for abortions for which funding is prohib-

1 ited under this section, or a plan that includes such abor-  
2 tions, so long as—

3 (1) premiums for such separate supplemental  
4 coverage or plan are paid for entirely with funds not  
5 authorized or appropriated by this Act;

6 (2) administrative costs and all services offered  
7 through such supplemental coverage or plan are paid  
8 for using only premiums collected for such coverage  
9 or plan; and

10 (3) any nonfederal QHBP offering entity that  
11 offers a plan that includes coverage for abortions for  
12 which funding is prohibited under this section also  
13 offers a plan that is identical in every respect except  
14 that it does not cover abortions for which funding is  
15 prohibited under this section.

Page 171, strike line 5 and all that follows through  
page 172, line 8.

Page 182, line 22, strike “willingness or”.

Page 246, strike lines 11 through 14.

