

1 title II of the Social Security Act (in such propor-
2 tions as the Secretary shall specify). The value of
3 such Trust Funds shall be calculated each year as
4 if the amounts described in the previous sentence
5 had been appropriated and deposited into such Trust
6 Funds.”.

7 (b) DEPOSIT.—Section 201(a) of the Social Security
8 Act is amended by striking the period at the end of para-
9 graph (4) and inserting “; and” and by inserting after
10 paragraph (4) the following new paragraph:

11 “(5) penalties assessed and collected under sec-
12 tion 5000A(g)(1) of the Internal Revenue Code of
13 1986.”.

At the end of subtitle A of title I, add the following:

14 **SEC. 1006. SPECIAL RULES RELATING TO COVERAGE OF**
15 **ABORTION SERVICES.**

16 (a) IN GENERAL.—Section 1303 of the Patient Pro-
17 tection and Affordable Care Act, as amended by section
18 10104(c) of such Act, is amended—

19 (1) in the section heading, by inserting “**RE-**
20 **LATING TO COVERAGE OF ABORTION SERV-**
21 **ICES**” after “**SPECIAL RULES**”; and

22 (2) by striking subsection (a) and all of sub-
23 section (b) that precedes paragraph (4) and insert-
24 ing the following:

1 “(a) IN GENERAL.—Nothing in this Act (or any
2 amendment made by this Act) shall be construed to re-
3 quire any health plan to provide coverage of abortion serv-
4 ices or to allow the Secretary or any other person or entity
5 implementing this Act (or amendment) to require coverage
6 of such services.

7 “(b) LIMITATION ON ABORTION FUNDING.—

8 “(1) IN GENERAL.—None of the funds author-
9 ized or appropriated by this Act (or an amendment
10 made by this Act), including credits under section
11 36B of the Internal Revenue Code of 1986, shall be
12 expended for any abortion or to cover any part of
13 the costs of any health plan that includes coverage
14 of abortion, except in the case where a woman suf-
15 fers from a physical disorder, physical injury, or
16 physical illness that would, as certified by a physi-
17 cian, place the woman in danger of death unless an
18 abortion is performed, including a life-endangering
19 physical condition caused by or arising from the
20 pregnancy itself, or unless the pregnancy is the re-
21 sult of an act of rape or incest.

22 “(2) OPTION TO PURCHASE SEPARATE COV-
23 ERAGE OR PLAN.—Subject to paragraph (1), nothing
24 in this subsection shall be construed as prohibiting
25 any non-Federal entity (including an individual or a

1 State or local government) from purchasing separate
2 coverage for abortions for which funding is prohib-
3 ited under this subsection, or a plan that includes
4 such abortions, so long as such coverage or plan is
5 not purchased using the non-Federal funds required
6 to receive a Federal payment, including a premium
7 payment required for a qualified health plan towards
8 which the credit described in paragraph (1) is ap-
9 plied or a State's or locality's contribution of Med-
10 icaid matching funds.

11 “(3) OPTION TO OFFER COVERAGE OR PLAN.—
12 Subject to paragraph (1), nothing in this subsection
13 shall restrict any non-Federal health insurance
14 issuer offering a qualified health plan from offering
15 separate coverage for abortions for which funding is
16 prohibited under this subsection, or a plan that in-
17 cludes such abortions, so long as any such issuer
18 that offers a qualified health plan through an Ex-
19 change that includes coverage for abortions for
20 which funding is prohibited under this subsection
21 also offers a qualified health plan through the Ex-
22 change that is identical in every respect except that
23 it does not cover such abortions.”.

24 (b) CONFORMING AMENDMENT FOR MULTI-STATE
25 PLANS.—Section 1334(a) of the Patient Protection and

1 Affordable Care Act, as added by section 10104(q) of such
2 Act, is amended by striking paragraph (6) and redesignig-
3 nating paragraph (7) as paragraph (6).

