

Sixtieth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1494

Introduced by

Representatives Ruby, Bellew, Kerzman

Senator Dever

1 A BILL for an Act to amend and reenact sections 14-02.3-01 and 14-02.3-03 of the North  
2 Dakota Century Code, relating to limitations on abortion.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 14-02.3-01 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **14-02.3-01. State policy on abortion and childbirth - Use of public funds**  
7 **restricted.**

8 1. Between normal childbirth and abortion, it is the policy of the state of North Dakota  
9 that normal childbirth is to be given preference, encouragement, and support by  
10 law and by state action, it being in the best interests of the well-being and common  
11 good of North Dakota citizens.

12 2. No funds of this state or any agency, county, municipality, or any other subdivision  
13 thereof and no federal funds passing through the state treasury or a state agency  
14 may be used to pay for the performance, or for promoting the performance, of an  
15 abortion unless the abortion is necessary to prevent the death of the woman.

16 3. No funds of this state or any agency, county, municipality, or any other subdivision  
17 thereof and no federal funds passing through the state treasury or a state agency  
18 may be used to pay for prenatal genetic testing unless the testing is a precursor to  
19 treatment for the woman or unborn child.

20 **SECTION 2. AMENDMENT.** Section 14-02.3-03 of the North Dakota Century Code is  
21 amended and reenacted as follows:

22 **14-02.3-03. Payment for abortions by health insurance policies delivered or**  
23 **issued in North Dakota restricted - Limitations on genetic testing.**

1           1.   No health insurance contracts, plans, or policies delivered or issued for delivery in  
2           this state may provide coverage for abortions except by an optional rider for which  
3           there must be paid an additional premium. Provided, however, that this section  
4           does not apply to the performance of an abortion necessary to prevent the death of  
5           the woman.

6           2.   No insurance company, nonprofit health service corporation, or health  
7           maintenance organization may require as a condition of coverage prenatal genetic  
8           testing without the pregnant woman's consent or use genetic information to coerce  
9           or compel a pregnant woman to have an abortion.