

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

House Bill 3052

BY DELEGATES KESSINGER, UPSON, SOBONYA, ROWAN,

MILLER, C., BLAIR, SYPOLT AND FRICH

[Introduced March 14, 2017; Referred
to the Committee on the Judiciary.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,
2 designated §16-2P-1, relating to prohibiting state funding of abortions.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 article, designated §16-2P-1, to read as follows:

**ARTICLE 2P. STATE SUBSIDIES PROHIBITED TO ENTITIES WHICH PERFORM
ABORTIONS.**

§16-2P-1. State funding of abortion prohibited.

1 (a) Moneys received or controlled by or transferred from any state fund or funding source
2 may not be expended for any abortion.

3 (b) Moneys received or controlled by or transferred from any state fund or funding source
4 may not be expended for health benefits coverage that includes coverage of abortion.

5 (c) The term “health benefits coverage” means the package of services covered by a
6 managed care provider or organization pursuant to a contract or other arrangement.

7 (d) The limitations established in the preceding subsections do not apply to an abortion:

8 (1) If the pregnancy is the result of an act of rape or incest, which has been reported,
9 together with the identity of the offender, if known, to a law-enforcement agency having the
10 requisite jurisdiction and has been personally reported by the victim; or

11 (2) If a woman suffers from a physical disorder, physical illness, including a life-
12 endangering physical condition caused by or arising from the pregnancy itself, and would, as
13 certified by a physician, place the woman in danger of death unless an abortion is performed.

NOTE: The purpose of this bill is to prohibit state funding of abortions.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.