AN ACT concerning insurance; relating to state employee health savings accounts.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) Notwithstanding any law, rule or regulation to the contrary, no state employee shall be eligible for coverage or reimbursement for an elective abortion under the state health care benefits program as established in K.S.A. 75-6501, and amendments thereto, or the cafeteria plan as established in K.S.A. 75-6512, and amendments thereto.

(b) For the purposes of this section:

(1) "Abortion" means the use or prescription of any instrument, medicine, drug or any other substance or device to terminate the pregnancy of a woman known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the child after live birth, or to remove a dead unborn child who died as the result of natural causes in utero, accidental trauma or a criminal assault on the pregnant woman or her unborn child and which causes the premature termination of the pregnancy.

(2) “Elective” means an abortion for any reason other than to prevent the death of the mother upon whom the abortion is performed; provided, that an abortion may not be deemed one to prevent the death of the mother based on a claim or diagnosis that she will engage in conduct which will result in her death.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.