

1 (b) CONFORMING AMENDMENTS.—Section 36B(e)(3)
2 of such Code is amended by adding at the end the fol-
3 lowing new subparagraph:

4 “(C) CERTAIN RULES RELATED TO ABOR-
5 TION.—

6 “(i) OPTION TO PURCHASE SEPARATE
7 COVERAGE OR PLAN.—Nothing in subpara-
8 graph (A) shall be construed as prohibiting
9 any individual from purchasing separate
10 coverage for abortions described in such
11 subparagraph, or a health plan that in-
12 cludes such abortions, so long as no credit
13 is allowed under this section with respect
14 to the premiums for such coverage or plan.

15 “(ii) OPTION TO OFFER COVERAGE OR
16 PLAN.—Nothing in subparagraph (A) shall
17 restrict any nonfederal health insurance
18 issuer offering a health plan from offering
19 separate coverage for abortions described
20 in such subparagraph, or a plan that in-
21 cludes such abortions, so long as premiums
22 for such separate coverage or plan are not
23 paid for with any amount attributable to
24 the credit allowed under this section (or
25 the amount of any advance payment of the

1 credit under section 1412 of the Patient
2 Protection and Affordable Care Act).

3 “(iii) OTHER TREATMENTS.—The
4 treatment of any infection, injury, disease,
5 or disorder that has been caused by or ex-
6 acerbated by the performance of an abor-
7 tion shall not be treated as an abortion for
8 purposes of subparagraph (A).”

