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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 1059

February 23, 2009

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The bill was read for the first time and referred to the Committee on Health Care and Human Services Policy and Oversight

1.1 A bill for an act
1.2 relating to health; limiting use of funds for state-sponsored health programs
1.3 for funding abortions.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **PROHIBITION ON USE OF FUNDS.**

1.6 Subdivision 1. Use of funds. Funding for state-sponsored health programs shall not
1.7 be used for funding abortions, except to the extent necessary for continued participation
1.8 in a federal program. For purposes of this section, abortion has the meaning given in
1.9 Minnesota Statutes, section 144.343, subdivision 3.

1.10 Subd. 2. Severability. If any one or more provision, section, subdivision, sentence,
1.11 clause, phrase, or word of this section or the application of it to any person or circumstance
1.12 is found to be unconstitutional, it is declared to be severable and the balance of this section
1.13 shall remain effective notwithstanding such unconstitutionality. The legislature intends
1.14 that it would have passed this section, and each provision, section, subdivision, sentence,
1.15 clause, phrase, or word irrespective of the fact that any one provision, section, subdivision,
1.16 sentence, clause, phrase, or word is declared unconstitutional.

1.17 Subd. 3. Supreme Court jurisdiction. The Minnesota Supreme Court has original
1.18 jurisdiction over an action challenging the constitutionality of this section and shall
1.19 expedite the resolution of the action.