Effective 6/24/2022

76-7a-201 Abortion prohibition -- Exceptions -- Penalties.
(1) An abortion may be performed in this state only under the following circumstances:
   (a) the abortion is necessary to avert:
       (i) the death of the woman on whom the abortion is performed; or
       (ii) a serious risk of substantial and irreversible impairment of a major bodily function of the
           woman on whom the abortion is performed;
   (b) two physicians who practice maternal fetal medicine concur, in writing, in the patient's medical
       record that the fetus:
       (i) has a defect that is uniformly diagnosable and uniformly lethal; or
       (ii) has a severe brain abnormality that is uniformly diagnosable; or
   (c)
       (i) the woman is pregnant as a result of:
           (A) rape;
           (B) rape of a child; or
           (C) incest; and
       (ii) before the abortion is performed, the physician who performs the abortion:
           (A) verifies that the incident described in Subsection (1)(c)(i) has been reported to law
               enforcement; and
           (B) if applicable, complies with requirements related to reporting suspicions of or known child
               abuse.
(2) An abortion may be performed only:
   (a) by a physician; and
   (b) in an abortion clinic or a hospital, unless it is necessary to perform the abortion in another
       location due to a medical emergency.
(3) A person who performs an abortion in violation of this section is guilty of a second degree
    felony.
(4) In addition to the penalty described in Subsection (3), the department may take appropriate
    corrective action against an abortion clinic, including revoking the abortion clinic's license, if a
    violation of this chapter occurs at the abortion clinic.
(5) The department shall report a physician's violation of any provision of this section to the state
    entity that regulates the licensing of a physician.

Enacted by Chapter 279, 2020 General Session