

2nd Sub. H.B. 467 ABORTION CHANGES

Senator **Jen Plumb** proposes the following amendments:

1. *Page 28, Lines 842 through 854:*

842 76-7-302. Circumstances under which abortion authorized.
843 ~~[(1) As used in this section, "viable" means that the unborn child has reached a stage of~~
844 ~~fetal development when the unborn child is potentially able to live outside the womb, as~~
845 ~~determined by the attending physician to a reasonable degree of medical certainty.]~~
846 ~~[(2)]~~ (1) An abortion may be performed in this state only by a physician.
847 ~~[(3)]~~ (2) An abortion may be performed in this state only under the following
848 circumstances:
849 (a) the unborn child ~~[is not viable; or]~~ has not reached 18 weeks gestational age;
850 (b) the unborn child ~~[is viable; if:]~~ has reached 18 weeks gestational age, and:
851 (i) the abortion is necessary to avert:
852 (A) the death of the woman on whom the abortion is performed; or
853 (B) a serious ~~{physical}~~ risk of substantial ~~[and irreversible]~~ impairment of a major
854 ~~{bodily}~~ physical or mental function of the woman on whom the abortion is performed; or

2. *Page 46, Lines 1403 through 1408:*

1403 76-7a-201. Abortion prohibition -- Exceptions -- Penalties.
1404 (1) An abortion may be performed in this state only under the following circumstances:
1405 (a) the abortion is necessary to avert:
1406 (i) the death of the woman on whom the abortion is performed; or
1407 (ii) a serious ~~{physical}~~ risk of substantial ~~[and irreversible]~~ impairment of a major
1408 ~~{bodily}~~ physical or mental function of the woman on whom the abortion is performed;