

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

*As Engrossed: H3/14/17*

# A Bill

HOUSE BILL 2024

5 By: Representative Barker  
6

## For An Act To Be Entitled

8 *CONCERNING ABORTION; AND TO AMEND LAW REGARDING*  
9 *MAINTENANCE OF FORENSIC SAMPLES FROM ABORTIONS*  
10 *PERFORMED ON A CHILD; AND FOR OTHER PURPOSES.*

## Subtitle

11  
12  
13 *TO AMEND PROVISIONS OF THE ARKANSAS CODE*  
14 *CONCERNING ABORTION; AND TO AMEND LAW*  
15 *REGARDING MAINTENANCE OF FORENSIC SAMPLES*  
16 *FROM ABORTIONS PERFORMED ON A CHILD.*  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 *SECTION 1. Arkansas Code § 12-18-108(a)(1), concerning the maintenance*  
23 *of forensic samples from abortions performed on a child, is amended to read*  
24 *as follows:*

25 *(a)(1) A physician who performs an abortion on a child who is less*  
26 *than ~~fourteen (14)~~ sixteen (16) years of age at the time of the abortion*  
27 *shall preserve under this subchapter fetal tissue extracted during the*  
28 *abortion in accordance with rules adopted by the office of the State Crime*  
29 *Laboratory.*

30  
31 *SECTION 2. Arkansas Code § 20-9-302, concerning abortion clinics and*  
32 *health centers, is amended to add an additional subsection to read as*  
33 *follows:*

34 *(h) A facility that performs five (5) or more abortions in a calendar*  
35 *year shall be inspected in accordance with this section.*  
36



1           SECTION 3. The introductory language of Arkansas Code § 20-16-  
2 1703(b)(1), concerning informed consent requirements within the Woman's  
3 Right-to-Know Act, is amended to read as follows:

4           (1) At least ~~forty-eight (48) hours~~ seventy-two (72) hours  
5 before the abortion, the physician who is to perform the abortion or the  
6 referring physician has informed the woman, orally and in person, of the  
7 following:

8  
9           SECTION 4. The introductory language of Arkansas Code § 20-16-  
10 1703(b)(2), concerning informed consent requirements within the Woman's  
11 Right-to-Know Act, is amended to read as follows:

12           (2) At least ~~forty-eight (48) hours~~ seventy-two (72) hours  
13 before the abortion, the physician who is to perform the abortion, the  
14 referring physician, or a qualified person informs the woman, orally and in  
15 person, that:

16  
17           SECTION 5. Arkansas Code § 20-16-1703(b)(4)(A), concerning informed  
18 consent requirements within the Woman's Right-to-Know Act, is amended to read  
19 as follows:

20           (4)(A) At least ~~forty-eight (48) hours~~ seventy-two (72) hours  
21 before the abortion, the woman is given a copy of the printed materials and  
22 permitted to view and given a copy of the informational DVD under § 20-16-  
23 1704.

24  
25           SECTION 6. Arkansas Code § 20-16-1703(b)(5)(A), concerning informed  
26 consent requirements within the Woman's Right-to-Know Act, is amended to read  
27 as follows:

28           (5)(A) At least ~~forty-eight (48) hours~~ seventy-two (72) hours  
29 before an abortion is performed or induced on a woman whose pregnancy has  
30 progressed to twenty (20) weeks gestation or more, the physician performing  
31 the abortion on the pregnant woman, the referring physician, or a qualified  
32 person assisting the physician, orally and in person, offers information on  
33 fetal pain to the patient.

34  
35           SECTION 7. The introductory language of Arkansas Code § 20-16-  
36 1703(b)(8), concerning informed consent requirements within the Woman's

1 *Right-to-Know Act, is amended to read as follows:*

2 *(8) At least ~~forty-eight (48) hours~~ seventy-two (72) hours*  
3 *before an abortion that is being performed or induced utilizing abortion-*  
4 *inducing drugs, the physician who is to perform the abortion, the referring*  
5 *physician, or a qualified person informs the pregnant woman, orally and in*  
6 *person, that:*

7

8

*/s/Barker*

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36