

February 13, 2013

PROPOSED AMENDMENTS TO SENATE BILL NO. 2368

Page 1, line 1, remove "to provide a legislative declaration;"

Page 1, line 1, replace "four" with "a"

Page 1, line 1, replace "sections" with "section"

Page 1, line 2, remove "and a new subsection to section 43-17-31"

Page 1, line 3, remove "or inducing"

Page 1, line 3, remove "or attempts to"

Page 1, line 4, remove "perform or induce an abortion and to grounds for disciplinary action for physicians"

Page 1, line 5, after "sections" insert "14-02.1-01,"

Page 1, line 5, after "14-02.1-02" insert a comma

Page 1, line 6, remove "; and to provide a penalty"

Page 1, remove lines 8 through 24

Page 2, replace lines 1 through 29 with:

"SECTION 1. AMENDMENT. Section 14-02.1-01 of the North Dakota Century Code is amended and reenacted as follows:

14-02.1-01. Purpose.

~~The purpose of this chapter is to protect unborn human life and maternal health within present constitutional limits. It reaffirms the tradition of the state of North Dakota to protect every human life whether unborn or aged, healthy or sick.~~
The purpose of this section is to protect the state's compelling interest in the unborn human life from the time the unborn child is capable of feeling pain.

Page 3, line 17, remove "Attempt to perform or induce an abortion" means an act, or an omission of a

Page 3, remove lines 18 through 20

Page 3, line 21, remove "5."

Page 3, line 28, remove the overstrike over "5:"

Page 3, line 28, remove "6."

Page 3, line 29, replace "7." with "6."

Page 4, line 1, replace "8." with "7."

Page 4, line 4, replace "9." with "8."

Page 4, line 7, replace "10." with "9."

Page 5, line 13, replace "11." with "10."

Page 5, line 23, replace "12." with "11."

Page 5, line 26, replace "13." with "12."

Page 5, line 26, remove "the fusion"

Page 5, line 27, replace "of a human spermatozoon with the human ovum" with "fertilization"

Page 5, line 28, replace "14." with "13."

Page 6, line 1, replace "15." with "14."

Page 6, line 4, replace "16." with "15."

Page 6, line 7, replace "17." with "16."

Page 6, line 8, replace "18." with "17."

Page 6, line 12, after "**age**" insert "**- Abortion of unborn child of twenty or more weeks postfertilization age prohibited**"

Page 6, line 22, remove "A physician who fails to comply with the requirements of subsection 1 is subject to"

Page 6, remove lines 23 through 26

Page 6, line 27, replace "1. A" with "Except in the case of a medical emergency, a"

Page 6, line 31, remove ", unless, in reasonable medical"

Page 7, remove lines 1 through 18

Page 7, line 19, remove "function"

Page 7, line 30, remove the overstrike over "A#"

Page 7, line 30, remove "In addition, all"

Page 8, remove lines 9 through 31

Page 9, replace lines 1 through 13 with:

(a) If a determination of probable postfertilization age was not made, the basis of the determination that a medical emergency existed.

(b) If the probable postfertilization age was determined to be twenty or more weeks and an abortion was performed, the basis of the determination that a medical emergency existed."

Page 9, line 24, remove "or the address"

Page 9, line 24, remove "whose pregnancy was terminated, except"

Page 9, remove line 25

Page 9, line 26, remove "enable matching the report to the patient's medical records"

Page 10, line 11, after the period insert "If a determination of probable postfertilization age was not made, the abortion compliance report must state the basis of the determination that a medical emergency existed. If the probable postfertilization age was determined to be twenty or more weeks and an abortion was performed, the abortion compliance report must state the basis of the determination that a medical emergency existed."

Page 11, remove lines 1 through 31

Page 12, remove lines 1 through 31

Page 13, remove lines 1 through 3

Renumber accordingly