

1 **SENATE FLOOR VERSION**

2 February 25, 2019

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 195

6 By: Treat, Bullard, David,  
7 Thompson and Scott

8 An Act relating to abortion; repealing 21 O.S. 2011,  
9 Sections 684, 714, 862 and 863, which relate to  
10 crimes and punishments; repealing 63 O.S. 2011,  
11 Sections 1-727, 1-728a through 1-728f, 1-729a, as  
12 amended by Section 1, Chapter 121, O.S.L. 2014 (63  
13 O.S. Supp. 2018, Section 1-729a), 1-730, 1-731, 1-  
14 731.2 through 1-737, 1-737.4, as amended by Section  
15 1, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2018,  
16 Section 1-737.4), 1-737.5, 1-737.6, 1-738i, 1-738j,  
17 1-738k, as amended by Section 1, Chapter 303, O.S.L.  
18 2013 (63 O.S. Supp. 2018, Section 1-738k), 1-738l, 1-  
19 738m, as amended by Section 6, Chapter 255, O.S.L.  
20 2015 (63 O.S. Supp. 2018, Section 1-738m), 1-738n, as  
21 amended by Section 3, Chapter 303, O.S.L. 2013 (63  
22 O.S. Supp. 2018, Section 1-738n), 1-738o, 1-738p, 1-  
23 738.1A, 1-738.2 through 1-738.3a, as amended by  
24 Sections 1 through 3, Chapter 255, O.S.L. 2015 (63  
O.S. Supp. 2018, Sections 1-738.2 through 1-738.3a),  
1-738.3d, 1-738.3e, 1-738.4, 1-738.5, 1-738.6, 1-  
738.7, 1-738.8, as amended by Section 4, Chapter 255,  
O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-738.8), 1-  
738.9 through 1-738.12, 1-738.13, as amended by  
Section 5, Chapter 255, O.S.L. 2015 (63 O.S. Supp.  
2018, Section 1-738.13), 1-738.14 through 1-740.1, 1-  
740.2, 1-740.3 and 1-740.4, as amended by Sections 2,  
3 and 4, Chapter 320, O.S.L. 2013 (63 O.S. Supp.  
2018, Sections 1-740.2, 1-740.3 and 1-740.4), 1-  
740.4a, 1-740.4b, as amended by Section 1, Chapter  
387, O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-  
740.4b), 1-740.5 through 1-740.11, 1-740.12, as  
amended by Section 485, Chapter 304, O.S.L. 2012 (63  
O.S. Supp. 2018, Section 740.12), 1-741 through 1-  
743, and 1-745.1 through 1-745.11, which relate to  
abortion; repealing Sections 1 through 7, Chapter  
170, O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-

1 729.1 through 1-729.7), which relate to the Freedom  
of Conscience Act; repealing Sections 1 through 9,  
2 Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2018,  
Sections 1-745.12 through 1-745.19), which relate to  
3 the Heartbeat Informed Consent Act; repealing Section  
4 4, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2018,  
Section 1-738q), which relates to the Statistical  
Reporting of Abortion Act; repealing Sections 1  
5 through 6, Chapter 198, O.S.L. 2012 (63 O.S. Supp.  
2018, Sections 1-738.3f through 1-738.3k), which  
6 relate to voluntary and informed consent; repealing  
Sections 2, 4 and 5, Chapter 268, O.S.L. 2013 (63  
7 O.S. Supp. 2018, Sections 1-740.2A, 1-740.13 and 1-  
740.14), which relate to abortion performed upon  
8 minors; repealing Sections 1 and 5 through 10,  
Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2018,  
9 Sections 1-744 through 1-744.6), which relate to the  
Parental Notification for Abortion Act; repealing  
10 Sections 1, 3 through 5 and 7 through 10, Chapter  
175, O.S.L. 2014 (63 O.S. Supp. 2018, Sections 1-  
11 746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-  
746.10), which relate to abortions; repealing  
12 Sections 2 and 6, Chapter 175, O.S.L. 2014, as  
amended by Sections 7 and 8, Chapter 255, O.S.L. 2015  
13 (63 O.S. Supp. 2018, Sections 1-746.2 and 1-746.6),  
which relate to abortions; repealing Section 1,  
14 Chapter 370, O.S.L. 2014 (63 O.S. Supp. 2018, Section  
1-748), which relates to abortion facilities;  
15 repealing Sections 1 through 10, Chapter 59, O.S.L.  
2015 (63 O.S. Supp. 2018, Sections 1-737.7 through 1-  
16 737.16), which relate to the Oklahoma Unborn Child  
Protection from Dismemberment Act; repealing Section  
17 9, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018,  
Section 1-738.5a), which relates to performing or  
18 attempting an abortion in violation of act; repealing  
Sections 2 through 4, Chapter 387, O.S.L. 2015 (63  
19 O.S. Supp. 2018, Sections 1-749 through 1-750), which  
relate to abortion procedure compliance requirements;  
20 repealing Sections 1 and 3 through 5, Chapter 353,  
O.S.L. 2016 (63 O.S. Supp. 2018, Sections 1-751 and  
21 1-753 through 1-755), which relate to the Humanity of  
the Unborn Child Act; repealing Section 2, Chapter  
22 353, O.S.L. 2016, as amended by Section 2, Chapter  
123, O.S.L. 2017 (63 O.S. Supp. 2018, Section 1-752),  
23 which relates to the Humanity of the Unborn Child  
Act; repealing Sections 1 through 5, Chapter 308,  
24 O.S.L. 2017 (63 O.S. Supp. 2018, Sections 1-740.15

1 through 1-740.19), which relate to the Choosing  
2 Childbirth Act; and providing a contingent effective  
3 date.  
4

5 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

6 SECTION 1. REPEALER 21 O.S. 2011, Sections 684, 714, 862  
7 and 863, are hereby repealed.

8 SECTION 2. REPEALER 63 O.S. 2011, Sections 1-727, 1-728a  
9 through 1-728f, 1-729a, as amended by Section 1, Chapter 121, O.S.L.  
10 2014 (63 O.S. Supp. 2018, Section 1-729a), 1-730, 1-731, 1-731.2  
11 through 1-737, 1-737.4, as amended by Section 1, Chapter 123, O.S.L.  
12 2017 (63 O.S. Supp. 2018, Section 1-737.4), 1-737.5, 1-737.6, 1-  
13 738i, 1-738j, 1-738k, as amended by Section 1, Chapter 303, O.S.L.  
14 2013 (63 O.S. Supp. 2018, Section 1-738k), 1-738l, 1-738m, as  
15 amended by Section 6, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018,  
16 Section 1-738m), 1-738n, as amended by Section 3, Chapter 303,  
17 O.S.L. 2013 (63 O.S. Supp. 2018, Section 1-738n), 1-738o, 1-738p, 1-  
18 738.1A, 1-738.2 through 1-738.3a, as amended by Sections 1 through  
19 3, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-738.2  
20 through 1-738.3a), 1-738.3d, 1-738.3e, 1-738.4, 1-738.5, 1-738.6, 1-  
21 738.7, 1-738.8, as amended by Section 4, Chapter 255, O.S.L. 2015  
22 (63 O.S. Supp. 2018, Section 1-738.8), 1-738.9 through 1-738.12, 1-  
23 738.13, as amended by Section 5, Chapter 255, O.S.L. 2015 (63 O.S.  
24 Supp. 2018, Section 1-738.13), 1-738.14 through 1-740.1, 1-740.2, 1-

1 740.3 and 1-740.4, as amended by Sections 2, 3 and 4, Chapter 320,  
2 O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-740.2, 1-740.3 and 1-  
3 740.4), 1-740.4a, 1-740.4b, as amended by Section 1, Chapter 387,  
4 O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-740.4b), 1-740.5 through  
5 1-740.11, 1-740.12, as amended by Section 485, Chapter 304, O.S.L.  
6 2012 (63 O.S. Supp. 2018, Section 740.12), 1-741 through 1-743, and  
7 1-745.1 through 1-745.11, are hereby repealed.

8 SECTION 3. REPEALER Sections 1 through 7, Chapter 170,  
9 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-729.1 through 1-729.7),  
10 are hereby repealed.

11 SECTION 4. REPEALER Sections 1 through 9, Chapter 159,  
12 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-745.12 through 1-  
13 745.19), are hereby repealed.

14 SECTION 5. REPEALER Section 4, Chapter 303, O.S.L. 2013  
15 (63 O.S. Supp. 2018, Section 1-738q), is hereby repealed.

16 SECTION 6. REPEALER Sections 1 through 6, Chapter 198,  
17 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-738.3f through 1-  
18 738.3k), are hereby repealed.

19 SECTION 7. REPEALER Sections 2, 4, and 5, Chapter 268,  
20 O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-740.2A, 1-740.13 and 1-  
21 740.14), are hereby repealed.

22 SECTION 8. REPEALER Sections 1 and 5 through 10, Chapter  
23 320, O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-744 through 1-  
24 744.6), are hereby repealed.

1 SECTION 9. REPEALER Sections 1, 3 through 5 and 7  
2 through 10, Chapter 175, O.S.L. 2014 (63 O.S. Supp. 2018, Sections  
3 1-746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-746.10), are  
4 hereby repealed.

5 SECTION 10. REPEALER Sections 2 and 6, Chapter 175,  
6 O.S.L. 2014, as amended by Sections 7 and 8, Chapter 255, O.S.L.  
7 2015 (63 O.S. Supp. 2018, Sections 1-746.2 and 1-746.6), are hereby  
8 repealed.

9 SECTION 11. REPEALER Section 1, Chapter 370, O.S.L. 2014  
10 (63 O.S. Supp. 2018, Section 1-748), is hereby repealed.

11 SECTION 12. REPEALER Sections 1 through 10, Chapter 59,  
12 O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-737.7 through 1-737.16),  
13 are hereby repealed.

14 SECTION 13. REPEALER Section 9, Chapter 255, O.S.L. 2015  
15 (63 O.S. Supp. 2018, Section 1-738.5a), is hereby repealed.

16 SECTION 14. REPEALER Sections 2 through 4, Chapter 387,  
17 O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-749 through 1-750), are  
18 hereby repealed.

19 SECTION 15. REPEALER Sections 1 and 3 through 5, Chapter  
20 353, O.S.L. 2016 (63 O.S. Supp. 2018, Sections 1-751 and 1-753  
21 through 1-755), are hereby repealed.

22 SECTION 16. REPEALER Section 2, Chapter 353, O.S.L.  
23 2016, as amended by Section 2, Chapter 123, O.S.L. 2017 (63 O.S.  
24 Supp. 2018, Section 1-752), is hereby repealed.

1 SECTION 17. REPEALER Sections 1 through 5, Chapter 308,  
2 O.S.L. 2017 (63 O.S. Supp. 2018, Sections 1-740.15 through 1-  
3 740.19), are hereby repealed.

4 SECTION 18. This act shall become effective on and after the  
5 certification of the Attorney General that:

6 1. The United States Supreme Court overrules the central  
7 holding of *Roe v. Wade*, 410 U.S. 113 (1973), reaffirmed by *Planned*  
8 *Parenthood of Southeastern Pennsylvania v. Casey*, 505 U.S. 833  
9 (1992), thereby restoring to the State of Oklahoma the authority to  
10 prohibit abortion; or

11 2. An amendment to the United States Constitution is adopted  
12 that restores to the State of Oklahoma the authority to prohibit  
13 abortion.

14 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
15 February 25, 2019 - DO PASS AS AMENDED  
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