1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 58th Legislature (2021)
4	ENGROSSED SENATE
5	BILL NO. 612 By: Dahm, Jett, Bullard, Stephens, Rogers and Taylor of the Senate
6	and
7	Olsen, Crosswhite Hader and
8	West (Kevin) of the House
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11	An Act relating to abortion; defining terms; prohibiting performance of or attempt to perform
12	abortion except under certain condition; providing
13	penalties; providing certain construction; providing affirmative defense; providing for codification; and
14	providing an effective date.
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16	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
17	SECTION 1. NEW LAW A new section of law to be codified
18	in the Oklahoma Statutes as Section 1-731.3 of Title 63, unless
19	there is created a duplication in numbering, reads as follows:
20	A. As used in this section:
21	1. The terms "abortion" and "unborn child" shall have the same
22	meaning as provided by Section 1-730 of Title 63 of the Oklahoma
23	Statutes; and
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2. "Medical emergency" means a condition which cannot be
 remedied by delivery of the child in which an abortion is necessary
 to preserve the life of a pregnant woman whose life is endangered by
 a physical disorder, physical illness or physical injury including a
 life-endangering physical condition caused by or arising from the
 pregnancy itself.

B. 1. Notwithstanding any other provision of law, a person
shall not purposely perform or attempt to perform an abortion except
to save the life of a pregnant woman in a medical emergency.

A person convicted of performing or attempting to perform an
 abortion shall be guilty of a felony punishable by a fine not to
 exceed One Hundred Thousand Dollars (\$100,000.00), or by confinement
 in the custody of the Department of Corrections for a term not to
 exceed ten (10) years, or by such fine and imprisonment.

15 3. This section does not:

- a. authorize the charging or conviction of a woman with
 any criminal offense in the death of her own unborn
 child, or
- b. prohibit the sale, use, prescription or administration
 of a contraceptive measure, drug or chemical if the
 contraceptive measure, drug or chemical is
 administered before the time when a pregnancy could be
 determined through conventional medical testing and if
 the contraceptive measure, drug or chemical is sold,

1	used, prescribed or administered in accordance with
2	manufacturer instructions.
3	4. It is an affirmative defense to prosecution under this
4	section if a licensed physician provides medical treatment to a
5	pregnant woman which results in the accidental or unintentional
6	injury or death to the unborn child.
7	SECTION 2. This act shall become effective November 1, 2021.
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9	COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 04/08/2021 - DO PASS, As Coauthored.
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