



# State of Tennessee

## PUBLIC CHAPTER NO. 862

### HOUSE BILL NO. 108

**By Representatives Van Huss, Rogers, Lamberth, Gant, Faison, Hicks, Tillis, Jerry Sexton, Ragan, Goins, Howell, Timothy Hill, Sparks, Butt, Hulseley, Matthew Hill, Keisling, Matlock, Calfee, Holsclaw, Rudd, Byrd, Alexander, Weaver, Kumar, Zachary, Sherrell, Eldridge, Wirgau, Moon, Terry, Lynn, Boyd, Kevin Brooks, Dawn White, Dunn, Moody, Windle, Holt, Powers**

**Substituted for: Senate Bill No. 244**

**By Senators Pody, Jackson, Bowling, Hensley**

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2, relative to abortion.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-15-203(b), is amended by adding the following as a new subdivision:

(3) If an ultrasound was performed prior to the induced termination of pregnancy, the report shall also indicate whether or not a heartbeat was detected.

SECTION 2. The department of health shall include data about the detection of heartbeats and the method employed for induced terminations of pregnancies in its annual report of selected induced termination of pregnancy data. The report shall differentiate between medical and surgical methods and, for surgical methods, shall differentiate between such methods to the extent the data permits. Nothing in this section shall be construed to require the release of data in a manner that could identify individual patients.

SECTION 3. Tennessee Code Annotated, Section 39-15-202(b), is amended by designating the existing language of subdivision (b)(2) as (b)(2)(A) and adding the following as a new subdivision (b)(2)(B):

(B) If an ultrasound is performed as part of the examination prior to performing the abortion, the person who performs the ultrasound shall offer the woman the opportunity to learn the results of the ultrasound. If the woman elects to learn the results of the ultrasound, the person who performs the ultrasound or a qualified healthcare provider in the facility performing the ultrasound shall, in addition to any other information provided, inform the woman of the presence or absence of a fetal heartbeat and document the patient has been informed;

SECTION 4. This act shall take effect January 1, 2019, the public welfare requiring it.

HOUSE BILL NO. 108

PASSED: April 18, 2018

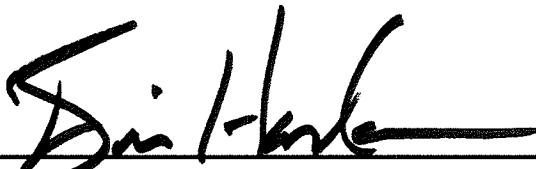


BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES



RANDY MCNALLY  
SPEAKER OF THE SENATE

APPROVED this 3<sup>rd</sup> day of May 2018



BILL HASLAM, GOVERNOR