



SPONSOR: Rep. Hensley

HOUSE OF REPRESENTATIVES
149th GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 3
TO
SENATE SUBSTITUTE NO. 1
FOR
SENATE BILL NO. 5

1 AMEND Senate Substitute No. 1 on lines 69 to 71 by deleting "~~(a) No abortion may be performed unless the~~
2 ~~woman submitting to the abortion first gives her written consent to the abortion stating that she freely and voluntarily~~
3 ~~consents to the abortion and that she has received a full explanation of the abortion procedure and effects, including, but~~
4 ~~not limited to, the following:~~" as it appears therein and inserting in lieu thereof "(a) No abortion may be performed unless
5 the woman submitting to the abortion first gives her written consent to the abortion stating that she freely and voluntarily
6 consents to the abortion and that she has received a full explanation of the abortion procedure and effects, including, but
7 not limited to, the following:".

8 FURTHER AMEND Senate Substitute No. 1 on line 72 by deleting "~~(1) The abortion procedure to be utilized.~~"
9 as it appears therein and inserting in lieu thereof "(1) The abortion procedure to be utilized.".

10 FURTHER AMEND Senate Substitute No. 1 on lines 73 to 74 by deleting "~~(2) The probable effects of the~~
11 ~~abortion procedure on the woman, including the effects on her child-bearing ability and effects on possible future~~
12 ~~pregnancies.~~" as it appears therein and inserting in lieu thereof "(2) The probable effects of the abortion procedure on the
13 woman, including the effects on her child-bearing ability and effects on possible future pregnancies.".

14 FURTHER AMEND Senate Substitute No. 1 on line 75 by deleting "~~(3) The facts of fetal development as of the~~
15 ~~time the proposed abortion is to be performed.~~" as it appears therein and inserting in lieu thereof "(3) The facts of fetal
16 development as of the time the proposed abortion is to be performed.".

17 FURTHER AMEND Senate Substitute No. 1 on line 76 by deleting "~~(4) The risks attendant to the procedure.~~"
18 as it appears therein and inserting in lieu thereof "(4) The risks attendant to the procedure.".

19 FURTHER AMEND Senate Substitute No. 1 on lines 77 to 78 by deleting "~~(5) An explanation of the reasonable~~
20 ~~alternatives to abortion and of the reasonable alternative procedures or methods of abortion.~~" as it appears therein and
21 inserting in lieu thereof "(5) An explanation of the reasonable alternatives to abortion and of the reasonable alternative
22 procedures or methods of abortion.".

23 FURTHER AMEND Senate Substitute No. 1 on lines 79 to 81 by deleting "~~(b) No abortion may be performed~~
24 ~~on a woman within 24 hours after giving written consent pursuant to subsection (a) of this section unless, in the opinion~~
25 ~~of her treating physician, an emergency situation presenting substantial danger to the life of the woman exists.~~" as it
26 appears therein and inserting in lieu thereof "(b) No abortion may be performed on a woman within 24 hours after giving
27 written consent pursuant to subsection (a) of this section unless, in the opinion of her treating physician, an emergency
28 situation presenting substantial danger to the life of the woman exists."

SYNOPSIS

This amendment requires specific informed consent prior to an abortion. Although Title 16, § 4408-1.0 through 10.0 requires informed consent prior to invasive medical procedures, the requirement is generally stated. This bill requires information about the probable effects of the abortion procedure, including the effect on child-bearing ability, information relating to the fetal development, alternatives to the abortion procedure, and alternatives to abortion, and any risks associated with the procedure. This amendment also requires written informed consent.