

An Act relating to civil and criminal law; amending 12 O.S. 2001, Section 1053, which relates to wrongful death; making section available for death of child in utero; providing exceptions; prohibiting certain prosecutions; amending 21 O.S. 2001, Sections 641, 642 and 652, which relate to assault and battery and attempts to kill; modifying definition of assault; modifying definition of battery; providing for exceptions to certain offenses; prohibiting prosecution of mother of child in utero; exempting certain requirements for establishment of proof; expanding scope of crime to include death of child in utero; providing for exceptions; prohibiting prosecution of mother of child in utero; defining term; exempting certain requirements for establishment of proof; amending 21 O.S. 2001, Section 691, which relates to homicide; modifying definition of homicide; providing for exceptions to certain offenses; exempting certain requirements for establishment of proof; defining terms; requiring certain persons to receive specified information; providing exceptions; specifying time limitations; requiring certification; requiring State Board of Medical Licensure and Supervision to publish and update certain materials; requiring maintenance of a web site; providing for emergency abortions; requiring reporting; requiring the State Board of Medical Licensure and Supervision to prepare certain abortion reports; providing for confidentiality and anonymity; providing for liability; authorizing certain actions; making certain acts subject to certain disciplinary action; providing exception; providing for additional remedies; providing for construction of act; enacting the Family Protection Act; providing short title; defining terms; prohibiting abortions on certain persons without certain notice; providing procedures related to the notice; specifying penalties; authorizing actual and punitive damages; providing for severability; amending 21 O.S. 2001, Section 852.1, which relates to child endangerment; expanding scope of what constitutes child endangerment; amending 21 O.S. 2001, Section 888, as amended by Section 9, Chapter 460, O.S.L. 2002 (21 O.S. Supp. 2004, Section 888), which relates to forcible sodomy; expanding scope of crime; amending 21 O.S. 2001, Section 1040.8, as amended by Section 1, Chapter 107, O.S.L. 2002 (21 O.S. Supp. 2004, Section 1040.8), which relates to publication, distribution, or preparation of obscene material or child pornography; modifying language; prohibiting exhibition of certain materials within motor vehicle if visible outside the motor vehicle; defining terms; providing penalty; amending 21 O.S. 2001, Section 1111, as amended by Section 9, Chapter 22, O.S.L. 2002 (21 O.S. Supp. 2004, Section 1111), which relates to the crime of rape; modifying age limitation; requiring that the Horizontal Gaze Nystagmus test be received as evidence under certain circumstances; providing for testimony by the officer administering the test; amending 37 O.S. 2001, Section 163.20, which relates to the sale or shipment of low-point beer; removing penalty pursuant to repealed sentencing schedule; amending 47 O.S. 2001, Section 10-104, which relates to the requirements in motor vehicle accidents resulting in injury or death; requiring driver in accident resulting in serious injury to submit to drug and alcohol testing; amending 47 O.S. 2001, Section 11-902, as last amended by Section 54 of Enrolled House Bill No. 2060 of the 1st Session of the 50th Oklahoma Legislature, which relates to persons under the influence of alcohol or other intoxicating substances, or a combination thereof who drive, operate or are in actual physical control of a motor vehicle; modifying penalty for certain persons who transport children; amending 47 O.S. 2001, Section 752, as last amended by Section 21, Chapter 418, O.S.L. 2004 (47 O.S. Supp. 2004, Section 752), which relates to administration of tests; modifying provision that requires written authorization; providing statutory reference; repealing 21 O.S. 2001, Section 713, which relates to killing an

unborn quick child; providing for codification; and declaring an emergency.