

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

SENATE BILL 1118

By: Silk

AS INTRODUCED

An Act relating to abortion; amending Section 4, Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2015, Section 1-745.14), which relates to the Heartbeat Informed Consent Act; deleting certain procedures and requirements; requiring certain determination prior to abortion; prohibiting abortion under certain circumstances; and providing an effective date.

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

SECTION 1. AMENDATORY Section 4, Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2015, Section 1-745.14), is amended to read as follows:

Section 1-745.14. A. Any abortion provider who knowingly performs or induces any abortion shall comply with the requirements of the Heartbeat Informed Consent Act.

~~B. Prior to a woman giving informed consent to having any part of an abortion performed or induced, if the pregnancy is at least eight (8) weeks after fertilization, the abortion provider who is to perform or induce the abortion or an agent of the abortion provider shall tell the woman that it may be possible to make the embryonic~~

~~or fetal heartbeat of the unborn child audible for the pregnant woman to hear and ask the woman if she would like to hear the heartbeat. If the woman would like to hear the heartbeat, the abortion provider shall, using a Doppler fetal heart rate monitor, make the embryonic or fetal heartbeat of the unborn child audible for the pregnant woman to hear~~ Prior to the performance or inducement of an abortion, an abortion provider shall attempt to determine, consistent with standard medical practice, the presence of an embryonic or fetal heartbeat. It shall be unlawful for an abortion provider to perform or induce an abortion if an embryonic or fetal heartbeat is detected. An abortion provider or an agent of the abortion provider shall not be in violation of the requirements of this subsection if:

1. The provider or agent has attempted, consistent with standard medical practice, to make the embryonic or fetal heartbeat of the unborn child audible for the pregnant woman to hear using a Doppler fetal heart rate monitor;

2. That attempt does not result in the heartbeat being made audible; and

3. The provider has offered to attempt to make the heartbeat audible at a subsequent date.

C. Nothing in this section shall be construed to prevent the pregnant woman from not listening to the sounds detected by the

1 Doppler fetal heart rate monitor pursuant to the requirements of
2 subsection B of this section.

3 SECTION 2. This act shall become effective November 1, 2016.

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