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AS AMENDED

By: Calvey and Bennett (John)
of the House

Treat and Marlatt of the
Senate

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13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1-740.15 of Title 63, unless
15 there is created a duplication in numbering, reads as follows:

18 SECTION 2. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 1-740.16 of Title 63, unless
20 there is created a duplication in numbering, reads as follows:

22 1. "Abortion" means the use or prescription of any instrument,
23 medicine, drug or any other substance or device to intentionally:

- 1 a. kill the unborn child of a woman known to be pregnant,
2 or
3 b. terminate the pregnancy of a woman known to be
4 pregnant, with an intention other than:
5 (1) after viability of the unborn child, to produce a
6 live birth and preserve the life and health of
7 the child born alive, or
8 (2) to remove a dead unborn child;

9 2. "Unborn child" means an individual organism of the species
10 Homo sapiens from fertilization until birth; and

11 3. "Grant-supervising entity" means a private entity which
12 approves all grants provided under the Choosing Childbirth Act and
13 which:

- 14 a. is organized as a not-for-profit corporation in
15 Oklahoma and as a 501(c)3 entity under the federal
16 Internal Revenue Code, and
17 b. does not encourage or counsel any woman to have an
18 abortion not necessary to prevent her death, to
19 provide her such an abortion or to refer her for such
20 an abortion, and does not accept funds or services
21 knowingly from any entity which performs abortions or
22 receives money for abortions.

1 SECTION 3. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1-740.17 of Title 63, unless
3 there is created a duplication in numbering, reads as follows:

4 A. The State Department of Health shall make grants to a grant-
5 supervising entity for the purpose of reimbursing private
6 organizations in Oklahoma for the reasonable expenses of programs
7 providing the following services:

8 1. Providing information on, referral to, and assistance in
9 securing the services of relevant existing programs or agencies that
10 assist women in Oklahoma to carry their children to term, and/or
11 providing services that assist women to carry their children to
12 term, including, but not limited to, agencies and programs that will
13 provide medical attention for the pregnant woman for the duration of
14 her pregnancy, nutritional support services, housing assistance,
15 adoption services, education and employment assistance and parenting
16 education and support services; and

17 2. Providing women in Oklahoma, in person and through community
18 outreach, information and/or services that encourage and assist them
19 to carry their children to term.

20 B. To be eligible for a service grant, an organization shall:

21 1. Be registered with the Oklahoma Secretary of State as a not-
22 for-profit corporation located in Oklahoma;

23 2. Have the grant amount approved by a grant-supervising
24 entity;

1 3. Provide each pregnant woman counseled with accurate
2 information on the developmental characteristics of unborn children,
3 including offering the printed information described in Section 1-
4 738.3 of Title 63 of the Oklahoma Statutes;

5 4. Assure that the grant's sole purposes are to assist and
6 encourage women to carry their children to term and to maximize
7 their potentials thereafter; and

8 5. Assure that none of the funds provided pursuant to the
9 Choosing Childbirth Act, nor any other funds or services provided by
10 the organization, are used to encourage or counsel a woman to have
11 an abortion not necessary to prevent her death, to provide her such
12 an abortion or to refer her for such an abortion.

13 SECTION 4. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1-740.18 of Title 63, unless
15 there is created a duplication in numbering, reads as follows:

16 The State Department of Health shall make grants to a grant-
17 supervising entity under the Choosing Childbirth Act as funds become
18 available from appropriations. The State Department of Health shall
19 annually monitor and review the grant-supervising entity to assure
20 that the grant-supervising entity carefully adheres to the purposes
21 and requirements of the Choosing Childbirth Act, and it shall cease
22 funding a grant-supervising entity that fails to do so if the
23 Department proves specific findings of noncompliance, subject to
24 judicial review.

1 SECTION 5. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1-740.19 of Title 63, unless
3 there is created a duplication in numbering, reads as follows:

4 If any provision, word, phrase or clause of the Choosing
5 Childbirth Act or the application thereof to any person or
6 circumstance is held invalid, such invalidity shall make the entire
7 Act invalid and to this end, the provisions, works, phrases and
8 clauses of the Choosing Childbirth Act are declared to be
9 inseverable.

10 SECTION 6. This act shall become effective November 1, 2017.

11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
12 April 12, 2017 - DO PASS AS AMENDED
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