

By Senator Klein

14-1601-98

1 A bill to be entitled
2 An act relating to the termination of
3 pregnancies; amending s. 390.0111, F.S.;
4 prohibiting a physician from performing a
5 partial-birth abortion; providing certain
6 limitations on prosecutions under such
7 prohibition; providing that the prohibition
8 does not apply if the procedure is necessary to
9 save the life of the mother; amending s.
10 390.011, F.S.; defining the term "partial-birth
11 abortion"; providing an effective date.

12
13 Be It Enacted by the Legislature of the State of Florida:

14
15 Section 1. Present subsections (8) and (9) of section
16 390.0111, Florida Statutes, are redesignated as subsections
17 (9) and (10), respectively, and a new subsection (8) is added
18 to that section, to read:

19 390.0111 Termination of pregnancies.--

20 ~~(8) PARTIAL-BIRTH ABORTION PROHIBITED; EXCEPTION.--~~

21 ~~(a) A physician may not knowingly perform a~~
22 partial-birth abortion.

23 ~~(b) A woman upon whom a partial-birth abortion is~~
24 performed may not be prosecuted under this section for a
25 conspiracy to violate the provisions of this section.

26 ~~(c) This subsection does not apply to a partial-birth~~
27 abortion that is necessary to save the life of a mother whose
28 life is endangered by a physical disorder, illness, or injury,
29 provided that no other medical procedure would suffice for
30 that purpose.

31

1 Section 2. Present subsections (6) and (7) of section
2 390.011, Florida Statutes, are redesignated as subsections (7)
3 and (8), respectively, and a new subsection (6) is added to
4 that section, to read:

5 390.011 Definitions.--As used in this chapter, the
6 term:

7 (5) "Partial-birth abortion" means a termination of
8 pregnancy in which the physician performing the termination of
9 pregnancy partially vaginally delivers a living fetus before
10 killing the fetus and completing the delivery.

11 Section 3. This act shall take effect upon becoming a
12 law.

13
14 *****

15 SENATE SUMMARY

16 Prohibits a physician from performing a partial-birth
17 abortion. Provides that a woman may not be prosecuted for
18 conspiring to commit such a violation. Provides that the
19 prohibition does not apply if the procedure is necessary
20 to save the life of the mother.
21
22
23
24
25
26
27
28
29
30
31