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LEGISLATIVE ACTION

Senate

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House

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Floor: 5/F/2R

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01/29/2020 04:32 PM

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Senator Gibson moved the following:

**Senate Amendment (with directory and title amendments)**

Delete lines 44 - 63

and insert:

(2) DEFINITIONS.—As used in this section, the term:

(d) "Medical or mental health emergency" means a condition that, on the basis of a physician's good faith clinical judgment, so complicates the medical or mental health condition of a pregnant woman as to necessitate the immediate termination of her pregnancy to avert her death, or for which a delay in the termination of her pregnancy will create serious risk of



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12 substantial and irreversible impairment of a major bodily  
13 function.

14 (3) TERMINATION OF THE PREGNANCY OF A MINOR.—A physician  
15 may not perform or induce the termination of a pregnancy of a  
16 minor unless the physician has complied with the notice and  
17 consent requirements of this section.

18 (4) ~~(3)~~ NOTIFICATION REQUIRED.—

19 (b) Notice is not required if:

20 1. In the physician's good faith clinical judgment, a  
21 medical or mental health emergency exists and there is  
22 insufficient time for the attending physician to comply with the  
23 notification requirements. If a medical or mental health  
24 emergency exists, the physician shall make reasonable attempts,  
25 whenever possible, without endangering the minor, to contact the  
26 parent or legal guardian, and may proceed, but must document  
27 reasons for the medical necessity in the patient's medical  
28 records. The physician shall provide notice directly, in person  
29 or by telephone, to the parent or legal guardian, including  
30 details of the medical or mental health emergency and any  
31 additional risks to the minor. If the parent or legal guardian  
32 has not been notified within 24 hours after the termination of  
33 the pregnancy, the physician shall provide notice in writing,  
34 including details of the medical or mental health emergency and  
35 any

36  
37 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

38 And the directory clause is amended as follows:

39 Delete line 39

40 and insert:



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41 subsection (1), paragraph (d) of subsection (2), paragraph (b)  
42 of present subsection (3), and

43

44 ===== T I T L E A M E N D M E N T =====

45 And the title is amended as follows:

46 Delete line 5

47 and insert:

48 revising the short title; redefining the term "medical  
49 emergency" as "medical or mental health emergency";  
50 prohibiting physicians from