

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 1969

4
5 By: Representative Duggar
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For An Act To Be Entitled

8
9 "AN ACT RELATING TO CERTAIN ULTRASOUND EXAMINATIONS OF
10 PREGNANT WOMEN. "

Subtitle

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13 "AN ACT RELATING TO CERTAIN ULTRASOUND
14 EXAMINATIONS OF PREGNANT WOMEN. "

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. As used in this act:

20 (1) "Medical emergency" means a condition that on the basis of the
21 physician's good faith clinical judgment so complicates the medical condition
22 of a pregnant woman as to necessitate the immediate abortion of her pregnancy
23 to avert her death, or for which a delay will create serious risk of
24 substantial and irreversible impairment of a major bodily function; and

25 (2) "Time of viability" means that time at which there is a realistic
26 possibility of maintaining and nourishing a life outside the womb.
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28 SECTION 2. Any pregnant woman seeking an abortion in this state shall
29 receive an ultrasound examination to show her the size and nature of the fetal
30 life within her womb. The woman shall receive a printed image of the fetus,
31 displaying its full length from head to toe. If the fetus has not reached the
32 time of viability, then the woman as witness and decision maker, may decide
33 whether this life will be granted the rights and dignity of personhood.
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35 SECTION 3. The woman must wait at least twenty-four (24) hours from the
36 time of receiving the printed ultrasound image before undergoing an abortion.

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SECTION 4. Sections 2 and 3 of this act shall not apply in the event of a medical emergency.

SECTION 5. Any person, clinic or hospital that offers abortion services without providing the ultrasound examination and printed image, or without having evidence that another qualified medical facility has performed such examination with a printed image, or that fails to wait the required twenty-four (24) hours before commencing an abortion, as required by Sections 2 and 3 of this act, shall be subject to loss of license and any civil penalty authorized for discipline of the licensee.

SECTION 6. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 7. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 8. All laws and parts of laws in conflict with this act are hereby repealed.