

**ARKANSAS SENATE**  
92nd General Assembly - Regular Session, 2019  
**Amendment Form**

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**Subtitle of Senate Bill No. 2**

TO CREATE THE DOWN SYNDROME DISCRIMINATION BY ABORTION PROHIBITION ACT.

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**Amendment No. 2 to Senate Bill 2**

Amend Senate Bill No. 2 as engrossed, S2/28/19 (version: 02/28/2019 9:15:22 AM)

Page 1, line 14, delete "FOR"

AND

Page 1, delete line 15, and substitute the following:  
"BECAUSE THE UNBORN"

AND

Page 2, line 24, delete "Genetic selection." and substitute "Down Syndrome."

AND

Page 2, line 25, delete "or other person"

AND

Page 2, delete lines 32 through 36, and substitute the following:

"(b)(1) Before performing an abortion, the physician performing the abortion shall ask the pregnant woman if she is aware of any test results, prenatal diagnosis, or any other evidence that the unborn child may have Down Syndrome.

(2) If the pregnant woman knows of any test results, prenatal diagnosis, or any other evidence that the unborn child may have Down Syndrome, the physician who is performing the abortion shall:

(A) Inform the pregnant woman of the prohibition of abortion contained in subsection (a) of this section; and

(B) Request the medical records of the pregnant woman relevant to determining whether she has previously aborted an unborn child or children after she became aware of any test results, prenatal diagnosis, or any other evidence that the unborn child may have had Down Syndrome.

(3) When the physician performing the abortion is required to



request the medical records of the pregnant women under subdivision (b)(2)(B) of this section, the physician shall not perform an abortion until the physician spends at least fourteen (14) days to obtain the medical records described in subdivision (b)(2)(B) of this section."

AND

Page 3, delete lines 1 through 10

AND

Page 3, delete line 13, and substitute the following:

"the period of pregnancy subsequent to viability.

(d) This section does not apply to an abortion performed on a pregnant woman if the pregnancy is the result of rape or incest."

AND

Page 3, delete lines 26 and 27, and substitute the following:

"subchapter without being informed of the prohibition of abortion for the purposes of aborting an unborn child diagnosed with Down Syndrome, the parent or legal guardian of the woman if the woman is a minor"

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator T. Garner

JMB/JMB - 03-13-2019 16:35:14

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Secretary