

HB0103

Reporting of abortions.

Sponsored By: Representative(s) Clem, Edwards, Gray, Jennings, Piiparinen, Salazar and Wilson and Senator(s) Biteman, Hutchings, James and Steinmetz

AN ACT relating to abortions; establishing additional requirements for abortion reporting; providing for a public report of abortion statistics; authorizing the board of medicine to investigate and discipline specified conduct; and providing for an effective date.

1/9/2019 Bill Number Assigned
1/10/2019 H Received for Introduction
1/30/2019 H Introduced and Referred to H10 - Labor
1/31/2019 H10 - Labor:Recommend Amend and Do Pass 5-4-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Clem, Hallinan, Styvar, Wilson

Nays: Representative(s) Dayton-Selman, Roscoe, Sweeney, Yin

Ayes 5 **Nays** 4 **Excused** 0 **Absent** 0 **Conflicts** 0

1/31/2019 H Placed on General File

HB0103HS001/ADOPTED

Page 1-line 3 Delete "providing penalties for".
Page 1-line 4 Delete entirely.
Page 1-line 5 Delete entirely and insert "authorizing the board of medicine to investigate and discipline specified conduct; and providing".
Page 1-line 12 Delete entirely and insert "(b) as (c)".
Page 2-line 22 Delete "and the" and insert "i".
Page 3-lines 1 and 2 Strike entirely.
Page 3-lines 14 through 22 Delete all new language and insert: "A physician who fails to submit a form under this section within one hundred ten days (110) after an abortion is performed shall be reported to the board of medicine by the state health officer. The board of medicine shall investigate the matter and may take disciplinary action under W.S. 33-26-402(a)(x).".
Page 4-lines 1 through 23 Delete entirely. WILSON, CHAIRMAN

HB0103HW001/WITHDRAWN

2/4/2019 H COW:Passed
2/5/2019 H 2nd Reading:Passed

HB0103H3001/FAILED

Page 3-lines 14 through 22 Delete entirely including the House standing committee amendment (HB0103HS001/A) to these lines and insert: "A physician who fails to submit a form under this section within one hundred ten days (110) after an abortion is performed may be reported to the board of medicine by the state health officer. The board of medicine may investigate the matter and may take disciplinary action under W.S. 33-26-402(a)(x).". YIN, SOMMERS

HB0103H3002/ADOPTED

Page 1-line 10 Delete "(i), (ii),".
Page 2-lines 12 through 19 Delete entirely. SOMMERS

HB0103H3003/FAILED (CORRECTED COPY)

Delete the Sommers third reading amendment (HB0103H3002/A) entirely and further amend as follows:

Page 1-line 10 After "(v)," insert "by creating a new paragraph (vii),".

Page 2-line 17 Delete ", hysterectomy, hysterotomy".

Page 3-after line 2 Insert:
"(vii) The state or country of residence of the pregnant woman.".

CLEM

2/6/2019 H 3rd Reading:Passed 38-21-1-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Burkhart, Clausen, Clem, Edwards, Eklund, Eyre, Flitner, Gray, Greear, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Miller, Obermueller, Olsen, Piiparinen, Pownall, Salazar, Simpson, Sommers, Stith, Styvar, Tass, Washut, Western, Wilson, Winter

Nays: Representative(s) Blake, Brown, Burlingame, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Freeman, Furphy, Haley, Newsome, Nicholas, Paxton, Pelkey, Roscoe, Schwartz, Sweeney, Walters, Yin, Zwonitzer

Excused: Representative Northrup

Ayes 38 Nays 21 Excused 1 Absent 0 Conflicts 0

2/7/2019 S Received for Introduction

2/7/2019 S Introduced and Referred to S10 - Labor

2/20/2019 S10 - Labor:Recommend Amend and Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Baldwin, Bouchard, Pappas, Scott

Nays: Senator Schuler

Ayes 4 Nays 1 Excused 0 Absent 0 Conflicts 0

2/20/2019 S Placed on General File

HB0103SS001/ADOPTED (TO ENGROSSED COPY)

Page 1-line 10 After "(c)" insert "and by creating a new subsection (d)".

Page 2-line 11 Reinsert all stricken language.

Page 2-line 12 Reinsert stricken "embryo, when measurable"; after reinserted "measurable" insert "or the".

Page 2-line 15 Delete "Except as" and insert "In addition to the requirements".

Page 2-line 20 After "woman" insert "or any other participant other than the reporting physician".

Page 3-after line 7 Insert:

"(d) Termination of a pregnancy by natural miscarriage or as a treatment consequence of a natural miscarriage shall not be reported as an abortion pursuant to this section, provided that the miscarriage was not induced with the intent of terminating the pregnancy. An alleged miscarriage that was induced with the intent of terminating a pregnancy shall be reported as an abortion pursuant to this section.".

Page 3-line 20 Reinsert all stricken language.
Page 3-line 21 Reinsert all stricken language; after reinserted
"section" insert ", except the report required under
subsection (c) of this section,".
Page 3-line 22 Reinsert all stricken language.
Page 4-lines 7 and 8 Delete entirely and insert "pursuant to an
investigation. The attorney general or a district
attorney receiving an abortion form pursuant to this
subsection shall keep the form and information from the
form confidential except as may be required by law for
a criminal prosecution. The state board of medicine
receiving an abortion form pursuant to this subsection
shall keep the form and information from the form
confidential except as may be required by law to
determine or enforce an action regarding licensure.".
Page 4-line 12 Before "statistics" insert "summary". SCOTT, CHAIRMAN

2/21/2019 S COW:Passed

HB0103S2001/FAILED

(TO ENGROSSED COPY)

Page 1-line 4 Delete "discipline" and insert "penalize".
Page 2-line 23 After "physician" strike "and"; delete "submitted" and
insert "within twenty (20) days after the abortion is
performed. On or before January 1 of each calendar year,
the attending physician shall submit".
Page 3-line 1 Strike "within twenty (20) days after the".
Page 3-line 2 Strike "abortion is performed." and insert "all
completed forms required under this section for the
previous calendar year."; delete "a form" and insert
"the required forms before the deadline established
under this subsection".
Page 3-line 3 Delete entirely.
Page 3-line 4 Delete "abortion is performed".
Page 3-line 6 Delete "may take disciplinary action".
Page 3-line 7 Delete entirely and insert "upon a finding of a
violation of this subsection by the physician may
impose a civil penalty not to exceed one hundred dollars
(\$100.00).". ANSELM-DALTON

2/22/2019 S 2nd Reading:Passed

HB0103S3001/FAILED

(TO ENGROSSED COPY)

Page 3-line 4 Delete "shall" and insert "may". ANSELM-DALTON

2/25/2019 S 3rd Reading:Passed 20-9-1-0-0

ROLL CALL

Ayes: Senator(s) Baldwin, Bebout, Biteman, Boner, Bouchard, Dockstader,
Driskill, Ellis, Hicks, Hutchings, James, Kinskey, Landen, Moniz, Nethercott,
Pappas, Perkins, Scott, Steinmetz, Wasserburger

Nays: Senator(s) Anderson, Anselmi-Dalton, Case, Coe, Gierau, Kost, Rothfuss,
Schuler, Von Flatern

Excused: Senator Agar

Ayes 20 **Nays** 9 **Excused** 1 **Absent** 0 **Conflicts** 0

2/26/2019 H Received for Concurrence

2/26/2019 H Concur:Passed 46-12-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Brown, Burkhart, Clausen, Clem, Crank, Duncan, Edwards, Eklund, Eyre, Flitner, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Laursen, Lindholm, Loucks, MacGuire, Miller, Newsome, Obermueller, Olsen, Paxton, Piiparinen, Pownall, Roscoe, Salazar, Simpson, Sommers, Stith, Styvar, Tass, Washut, Western, Wilson, Winter, Zwonitzer

Nays: Representative(s) Blake, Burlingame, Clifford, Connolly, Dayton-Selman, Freeman, Nicholas, Pelkey, Schwartz, Sweeney, Walters, Yin

Excused: Representative(s) Larsen, Northrup

Ayes 46 **Nays** 12 **Excused** 2 **Absent** 0 **Conflicts** 0

2/26/2019 Assigned Number HEA No. 0116
2/26/2019 H Speaker Signed HEA No. 0116
2/27/2019 S President Signed HEA No. 0116
3/8/2019 Governor Signed HEA No. 0116
3/8/2019 Assigned Chapter Number 179

Chapter No. 179 Session Laws of Wyoming 2019