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HOUSE BILL NO. HB0197

Abortion-48 hour waiting period.

Sponsored by: Representative(s) Tass, Clem, Gray, Hallinan,
Jennings, Laursen, Miller, Styvar and Winter

A BILL

for

1 AN ACT relating to public safety and health; requiring
2 physicians to wait a specified period of time before
3 performing certain nonemergency abortion procedures;
4 modifying penalties; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 35-6-102 and 35-6-110 are amended to
9 read:

10

11 **35-6-102. No abortion after viability; exception.**

12

13 (a) Except when necessary, according to appropriate
14 medical judgment, to preserve the woman from an imminent

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1 peril that substantially endangers her life or health, an
2 abortion shall not be performed:

3

4 (i) After the embryo or fetus has reached
5 viability; ~~except when necessary to preserve the woman from~~
6 ~~an imminent peril that substantially endangers her life or~~
7 ~~health, according to appropriate medical judgment. and~~

8

9 (ii) Not less than forty-eight (48) hours after
10 the patient has been informed as required by W.S. 35-6-119.

11

12 **35-6-110. Penalties for violation of W.S. 35-6-102,**
13 **35-6-103 or 35-6-104.**

14

15 (a) Any physician or other person who violates any
16 ~~provision of~~ W.S. 35-6-102(a)(i), 35-6-103 or 35-6-104 is
17 guilty of a felony punishable by imprisonment ~~in the~~
18 ~~penitentiary~~ for not more than fourteen (14) years.

19

20 (b) Any physician or other person who violates W.S.
21 35-6-102(a)(ii) is guilty of a felony punishable by
22 imprisonment for not more than ten (10) years.

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1 (c) Nothing in this section shall be construed to
2 impose criminal liability upon any patient being treated in
3 accordance with W.S. 35-6-102.

4

5 **Section 2.** This act is effective July 1, 2020.

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7

(END)