

SENATE FILE NO. SF0131

Human heartbeat protection act.

Sponsored by: Senator(s) Biteman, Boner, Hicks, Hutchings
and Steinmetz and Representative(s) Clem,
Gray, Hallinan, Jennings, Miller and Salazar

A BILL

for

1 AN ACT relating to public health; providing that no
2 abortion shall be performed after the embryo or fetus has a
3 detectable fetal heartbeat; and providing for an effective
4 date.

5

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

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8 **Section 1.** W.S. 35-6-101(a)(i), by creating a new
9 paragraph (xii) and by renumbering (xii) as (xiii) and
10 35-6-102 are amended to read:

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12 **35-6-101. Definitions.**

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14 (a) As used in the act, unless the context otherwise
15 requires:

1

2 (i) "Abortion" means an act, procedure, device
3 or prescription administered to or prescribed for a
4 pregnant woman by any person with knowledge of the
5 pregnancy, including the pregnant woman herself, with the
6 intent of producing the premature expulsion, removal or
7 termination of a human embryo or fetus, except that in
8 cases in which the ~~viability~~ detectable fetal heartbeat of
9 the embryo or fetus is threatened by continuation of the
10 pregnancy, early delivery after ~~viability~~ detectable fetal
11 heartbeat by commonly accepted obstetrical practices shall
12 not be construed as an abortion;

13

14 (xii) "Detectable fetal heartbeat" means cardiac
15 activity or the steady and repetitive rhythmic contraction
16 of the fetal heart within the gestational sac that is
17 detectable using standard medical equipment;

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19 ~~(xii)~~(xiii) "This act" means W.S. 35-6-101
20 through 35-6-119.

21

22 **35-6-102. No abortion after heartbeat; exception.**

23

1 An abortion shall not be performed after the embryo or
2 fetus has ~~reached viability~~ a detectable fetal heartbeat
3 except when necessary to preserve the woman from an
4 imminent peril that substantially endangers her life or
5 health, according to appropriate medical judgment.

6

7 **Section 2.** W.S. 35-6-101(a)(vii) and 35-6-103 are
8 repealed.

9

10 **Section 3.** This act is effective July 1, 2020.

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12

(END)