

## HOUSE BILL NO. HB0251

Abortion-ultrasound information.

Sponsored by: Representative(s) Brechtel, Edmonds, Eklund, Jaggi, Kroeker, Loucks, Lubnau, McKim and Peasley and Senator(s) Dockstader and Meier

A BILL

for

1 AN ACT relating to public health and safety; requiring  
2 physicians to provide patients with specified information  
3 before certain nonemergency abortion procedures; providing  
4 definitions and amending a definition; and providing for an  
5 effective date.

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

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9 **Section 1.** W.S. 35-6-119 is created to read:

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11 **35-6-119. Information provided to patient.**

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13 (a) Except in the case of a medical emergency, at  
14 least twenty-four (24) hours prior to an abortion being  
15 performed or induced on an unborn child, the physician  
16 performing the abortion on the pregnant woman, the

1 referring physician or a qualified person assisting the  
2 physician shall, orally and in person inform the pregnant  
3 woman that she has a right to view an active ultrasound of  
4 the unborn child and hear the heartbeat of the unborn child  
5 if the heartbeat is audible. The active ultrasound image  
6 must be of a quality consistent with standard medical  
7 practice in the community, shall contain the dimensions of  
8 the unborn child and shall accurately portray the presence  
9 of external members and internal organs, if present or  
10 viewable, of the unborn child. The auscultation of fetal  
11 heart tone must be of a quality consistent with standard  
12 medical practice in the community.

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14 (b) This section shall not apply to an abortion  
15 performed with the intent to:

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17 (i) Save the life or preserve the health of the  
18 unborn child;

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20 (ii) Remove a dead unborn child;

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22 (iii) Remove an ectopic pregnancy.

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1           (c) If disclosures are required pursuant to  
2 subsection (a) of this section, the physician shall obtain  
3 a signed statement from the pregnant woman acknowledging  
4 that she was provided the information specified in  
5 subsection (a) of this section. The signed statement shall  
6 be placed in the pregnant woman's medical file and shall be  
7 treated as a confidential medical document under all  
8 applicable state and federal laws and regulations.

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10           (d) For purposes of this section:

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12           (i) "Medical emergency" means a pregnant woman's  
13 condition which, on the basis of a physician's good faith  
14 clinical judgment:

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16           (A) So complicates her medical condition  
17 that the immediate termination of her pregnancy is  
18 necessary to prevent her death; or

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20           (B) Creates a serious risk of causing her  
21 substantial and irreversible impairment of a major bodily  
22 function.

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1           (ii) "Qualified person" means an agent or  
2 employee of the physician and who is a licensed  
3 psychologist, clinical social worker, professional  
4 counselor, registered nurse or physician.

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6           **Section 2.** W.S. 35-6-101(a)(xii) is amended to read:

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8           **35-6-101. Definitions.**

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10          (a) As used in the act, unless the context otherwise  
11 requires:

12           (xii) "This act" means W.S. 35-6-101 through  
13 ~~35-6-118~~ 35-6-119.

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15           **Section 3.** This act is effective July 1, 2011.

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(END)