

SENATE FILE NO. SF0083

Prohibiting chemical abortions.

Sponsored by: Senator(s) Salazar, Biteman, Boner, French,
Hutchings, McKeown and Steinmetz and
Representative(s) Bear, Gray, Jennings,
Neiman, Ottman and Rodriguez-Williams

A BILL

for

1 AN ACT relating to abortions; prohibiting chemical abortion
2 drugs for abortions as specified; providing exceptions;
3 providing a criminal penalty for violating the prohibition
4 on use of chemical abortion drugs for abortions; providing
5 definitions; specifying exceptions; making conforming
6 amendments; and providing for an effective date.

7

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

9

10 **Section 1.** W.S. 35-6-120 is created to read:

11

12 **35-6-120. Chemical abortion drugs prohibited;**
13 **exceptions; penalty.**

14

1 (a) Notwithstanding any other provision of law, no
2 person shall manufacture, distribute, prescribe, dispense,
3 sell, transfer or use any chemical abortion drug in the
4 state for the purpose of procuring or performing an
5 abortion.

6

7 (b) The prohibition in subsection (a) shall not apply
8 to:

9

10 (i) The sale, use, prescription or
11 administration of any contraceptive agent administered
12 before conception or before pregnancy can be confirmed
13 through conventional medical testing;

14

15 (ii) Treatment of a natural miscarriage
16 according to currently accepted medical guidelines;

17

18 (iii) Treatment necessary to protect the woman
19 from an imminent peril that substantially endangers her
20 life, according to appropriate medical judgment. "Imminent
21 peril" as used in this paragraph refers exclusively to a
22 physical, and not mental, condition. No medical treatment
23 may form the basis for an exception under this paragraph if

1 it is based on a claim or diagnosis that the pregnant woman
2 will engage in conduct which she intends to result in her
3 death or other self-harm.

4

5 (c) Except as otherwise provided in this section, any
6 physician or other person who violates subsection (a) of
7 this section is guilty of a misdemeanor punishable by
8 imprisonment for not more than six (6) months, a fine not
9 to exceed nine thousand dollars (\$9,000.00), or both.

10

11 (d) A woman upon whom an abortion is performed or
12 attempted in which a chemical abortion drug is used shall
13 not be criminally prosecuted pursuant to subsection (c) of
14 this section.

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16 **Section 2.** W.S. 35-6-101(a)(vi), by creating a new
17 paragraph (xii) and by amending and renumbering (xii) as
18 (xiii) is amended to read:

19

20 **35-6-101. Definitions.**

21

22 (a) As used in the act, unless the context otherwise
23 requires:

1

2 (vi) "Pregnant" or "pregnancy" means that
3 condition of a woman who has a human embryo or fetus within
4 her as the result of conception;

5

6 (xii) "Chemical abortion drug" means RU-486,
7 mifepristone, misoprostol, mifeprex, mifegyne or any
8 substantially similar generic or non-generic drug or
9 chemical dispensed for purposes of causing an abortion;

10

11 ~~(xii)(xiii)~~ "This act" means W.S. 35-6-101
12 through ~~35-6-119~~ 35-6-120.

13

14 **Section 3.** This act is effective July 1, 2022.

15

16

(END)