



**HB0152**

**Life is a Human Right Act.**

Sponsored By: Representative(s) Rodriguez-Williams, Andrew, Angelos, Banks, Bear, Haroldson, Heiner, Hornok, Jennings, Knapp, Lawley, Neiman, Niemiec, Olsen, Ottman, Penn, Singh, Slagle, Smith, Styvar, Ward, Washut and Winter and Senator(s) Biteman, Boner, Bouchard, Brennan, Dockstader, French, Furphy, Hutchings, Ide, Laursen, D, McKeown, Salazar, Schuler and Steinmetz

AN ACT relating to abortion; creating the Life is a Human Right Act; providing findings and purposes; prohibiting abortion; specifying criminal and regulatory penalties and civil remedies; providing exceptions; specifying applicability and severability; making conforming amendments; renumbering current provisions on abortion; repealing and removing obsolete or conflicting provisions; requiring rulemaking; and providing for effective dates.

1/16/2023 Bill Number Assigned  
1/17/2023 H Received for Introduction  
1/25/2023 H Introduced and Referred to H01 - Judiciary  
2/1/2023 H01 - Judiciary:Recommend Do Pass 5-4-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Haroldson, Jennings, Niemiec, Rodriguez-Williams, Washut

**Nays:** Representative(s) Chestek, Crago, Oakley, Provenza

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

2/1/2023 H Placed on General File  
2/6/2023 H COW:Passed

**HB0152H2001/FAILED**

Page 1-line 5 Delete "providing a right of".

Page 1-line 6 Delete "intervention;".

Page 12-line 8 Delete "**right of intervention;**".

Page 12-line 11 Delete "(a)".

Page 12-lines 20 through 23 Delete entirely.

Page 13-lines 1 through 7 Delete entirely. WESTERN

**HB0152H2002/FAILED**

Page 2-line 13 Delete ", as" and insert "is".

Page 2-line 14 After "government," delete balance of line.

Page 2-line 15 Delete "constitution".

Page 2-line 18 Delete "from conception".

Page 3-lines 9 through 12 Delete entirely.

Page 3-line 15 Delete "18, 33"; delete "and article 21, section 25".

Page 3-line 20 After "(vii)" delete balance of line.

Page 3-lines 21 through 23 Delete entirely.

Page 4-line 12 Delete "from conception".

Page 4-lines 14 and 15 Delete entirely and renumber as necessary.

Page 5-after line 3 Insert:

"(xi) The legislature acknowledges that once an unborn baby's heart beat is detected, a woman shall have no right to her health care decisions with respect to the pregnancy;".

Page 6-line 20 Delete "entire".

Page 6-line 21 Delete "fertilization" and insert "heart-beat detection".

Page 17-line 17 After "abortions" insert "except if the pregnant woman is a Medicaid participant and when necessary to preserve the woman from a serious risk of death or of substantial physical harm".

To the extent required by this amendment: renumber as necessary. BROWN

#### ROLL CALL

**Ayes:** Representative(s) Brown, Chadwick, Nicholas, O'hearn, Stith, Zwonitzer, Dave

**Nays:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Burkhardt, Jr, Byron, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Niemiec, Northrup, Oakley, Obermueller, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Slagle, Smith, Speaker Sommers, Storer, Strock, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Yin, Zwonitzer, Dan

**Ayes 6 Nays 56 Excused 0 Absent 0 Conflicts 0**

#### HB0152H2003/FAILED

Page 3-lines 9 through 12 Delete the Brown second reading amendment (HB0152H2002/A) to these lines.

Page 3-line 11 After "person" insert "including an unborn baby, woman and mother".

Page 3-line 20 Delete "Regarding" and insert "Notwithstanding".

Page 3-line 21 After "abortion" delete balance of line.

Page 3-line 22 Delete line through "abortion".

Page 4-line 12 Delete the Brown second reading amendment (HB0152H2002/A) to this line; after "babies" insert ",

women and mothers"; delete "from conception" and insert "from the moment of conception and throughout life".

Page 6-line 10 After "fertilization" insert "at the moment of conception".

Page 7-after line 2 Insert:

"(vi) "Health care" means the provision of safe, effective, timely, equitable and integrated medical care to persons including a community."  
HENDERSON

2/7/2023 H 2nd Reading:Passed

**HB0152H3001/FAILED**

Page 2-lines 13 through 15 Delete entirely.

Page 3-lines 4 through 7 Delete entirely.

Page 3-lines 14 through 18 Delete entirely.

Page 4-lines 14 and 15 Delete entirely.

To the extent required by this amendment: renumber as necessary. LAWLEY

**HB0152H3002/ADOPTED**

Page 7-after line 15 Insert:

"(b) This act shall be effective five (5) days after the date that the governor, on advice of the attorney general, certifies to the secretary of state that the Wyoming supreme court has determined that 2022 Wyo. Sess. Laws Ch. 88 is unconstitutional.".

Page 18-after line 16 Insert and renumber as necessary:

"**Section 8.** This act shall be effective five (5) days after the date that the governor, on advice of the attorney general, certifies to the secretary of state that the Wyoming supreme court has determined that 2022 Wyo. Sess. Laws Ch. 88 is unconstitutional. After receiving certification from the governor that this act is effective, the secretary of state shall report that fact to the management council of the legislature and the Wyoming state board of medicine and shall immediately publish the effective date of this act on the website of the secretary of state's office, which effective date shall be five (5) days from the date that the secretary of state received the certification.".

Page 19-line 1 Delete "**Section 8.**" and insert "**Section 9.**".

Page 19-line 6 Delete "8" and insert "9". CRAGO, LAWLEY, OAKLEY, STITH

**ROLL CALL**

**Ayes:** (s) Allred, Berger, Brown, Burkhart, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Eklund, Harshman, Henderson, Larsen, Lloyd, Larson, Jt, Lawley, Newsome, Northrup, Oakley, Obermueller, O'hearn, Olsen, Provenza, Sherwood, Speaker Sommers, Stith, Storer, Tarver, Walters, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Nays:** (s) Allemand, Andrew, Angelos, Banks, Bear, Davis, Haroldson, Heiner, Hornok, Jennings, Knapp, Locke, Neiman, Nicholas, Niemiec, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle, Smith, Strock, Styvar, Trujillo, Ward, Washut, Winter

**Ayes** 34      **Nays** 28      **Excused** 0      **Absent** 0      **Conflicts** 0

**HB0152H3003/WITHDRAWN**

**HB0152H3004/WITHDRAWN**

**HB0152H3005/WITHDRAWN**

2/8/2023      H 3rd Reading:Passed 46-16-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Burkhart, Jr, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Hornok, Jennings, Knapp, Larson, Jt, Lawley, Locke, Neiman, Newsome, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle, Smith, Strock, Styvar, Tarver, Trujillo, Ward, Washut, Western, Winter, Wylie

**Nays:** Representative(s) Brown, Byron, Chadwick, Chestek, Henderson, Larsen, Lloyd, Nicholas, Provenza, Sherwood, Speaker Sommers, Stith, Storer, Walters, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Ayes** 46      **Nays** 16      **Excused** 0      **Absent** 0      **Conflicts** 0

2/9/2023      S Received for Introduction  
2/22/2023      S Introduced and Referred to S05 - Agriculture  
2/23/2023      S05 - Agriculture:Recommend Amend and Do Pass 5-0-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) French, Hicks, Ide, Kolb, Steinmetz

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

2/23/2023      S Placed on General File  
2/24/2023      S COW:Laid Back

**HB0152SS001/ADOPTED                      (TO ENGROSSED COPY)**

Page 2 lines 13 through 15      Delete entirely and renumber as necessary.

Page 2-line 17                      Delete "(ii)" and insert "(i)".

Page 2-line 22                      Delete "(iii)" and insert "(ii)".

Page 3-lines 4 through 7              Delete entirely and renumber as necessary.

Page 3-line 9                      Delete "(v)" and insert "(iii)".

Page 3-lines 14 through 18      Delete entirely and renumber as necessary.

Page 3-line 20                      Delete "(vii)" and insert "(iv)".

Page 4-line 9                      Delete "(viii)" and insert "(v)".

Page 4-lines 14 and 15      Delete entirely.

Page 4-line 17                      Delete "(x)" and insert "(vi)".

Page 7-lines 17 through 21 Delete entirely.

Page 8-line 21 Delete "." and insert "; or".

Page 8-after line 21 Insert:

"(iii) Perform an abortion on a woman when the pregnancy is the result of incest as defined by W.S. 6-4-402 or sexual assault as defined by W.S. 6-2-301. Prior to the performance of any abortion under this paragraph the woman, or the woman's parent or guardian if the woman is a minor or subject to a guardianship, shall report the act of incest or sexual assault to a law enforcement agency and a copy of the report shall be provided to the physician."

Page 13-lines 5 through 15 Delete entirely and insert:

"(b) Notwithstanding any other provision of law, a member or members of the legislature who sponsored or cosponsored this act shall have standing to defend this act as an intervenor in any case in which the constitutionality of this act, or any portion thereof, is challenged in a court of competent jurisdiction."

Page 19-lines 4 through 16 Delete entirely and renumber as necessary.

Page 20-line 1 Delete "**Section 9.**" and insert "**Section 8.**".

Page 20-line 6 Delete "9" and insert "8". STEINMETZ, CHAIRMAN

**HB0152SW001/ADOPTED (TO ENGROSSED COPY)**

Page 1-line 5 Delete "providing a right of".

Page 1-line 6 Delete "intervention;".

Page 12-line 16 Delete "**right of intervention;**".

Page 13-lines 5 through 15 Delete entirely including the Senate standing committee amendment (HB0152SS001/AE) to these lines.  
ELLIS

2/27/2023 S COW:Passed

**HB0152S2001/ADOPTED (TO ENGROSSED COPY)**

Page 6-line 2 After "demise;" delete "or".

Page 6-line 4 Delete "." and insert "; or".

Page 6-after line 4 Insert:

"(D) Treat a woman for cancer or another disease that requires medical treatment which treatment may be fatal or harmful to the unborn baby."

Page 6-line 10 After "fertilization" insert ", when a fertilized egg has implanted in the wall of the uterus,".

Page 7-lines 1 and 2 Delete entirely and insert:

"(v) "Ectopic pregnancy" means a pregnancy that occurs when a fertilized egg implants and grows outside the main cavity of the uterus;

(vi) "Lethal fetal anomaly" means a fetal condition diagnosed before birth and if the pregnancy results in a live birth there is a substantial likelihood of death of the child within hours of the child's birth;

(vii) "Molar pregnancy" means the development of a tumor or cysts that may or may not include placental tissue from trophoblastic cells after fertilization of an egg that results in spontaneous abortion or intrauterine fetal demise;

(viii) "This act" means W.S. 35-6-120 through 35-6-138."

Page 8-after line 21      Insert:

"(iii) Perform an abortion on a woman when in the physician's reasonable medical judgment, there is a substantial likelihood that the unborn baby has a lethal fetal anomaly or the pregnancy is determined to be a molar pregnancy."

Page 20-lines 1 through 9      Delete entirely including the Senate standing committee amendment (HB0152SS001/AE) to these lines and insert:

**"Section 9.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution." STEINMETZ, KINSKEY

2/28/2023      S 2nd Reading:Passed  
3/1/2023      S 3rd Reading:Passed 25-5-1-0-0

#### ROLL CALL

**Ayes:** Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Cooper, Dockstader, Ellis, French, Furphy, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Laursen, Mckeown, Nethercott, Pappas, Salazar, Schuler, Steinmetz

**Nays:** Senator(s) Case, Gierau, Landen, Rothfuss, Scott

**Excused:** Senator President Driskill

**Ayes** 25      **Nays** 5      **Excused** 1      **Absent** 0      **Conflicts** 0

3/1/2023      H Received for Concurrence  
3/2/2023      H Concur:Passed 49-10-3-0-0

#### ROLL CALL

**Ayes:** (s) Allemand, Allred, Andrew, Angelos, Banks, Bear, Berger, Brown, Burkhart, Jr, Chadwick, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Hornok, Jennings, Knapp, Larsen, Lloyd, Lawley, Locke, Neiman, Newsome, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Rodriguez-Williams, Singh, Slagle, Smith, Speaker Sommers, Stith, Strock, Styvar, Tarver, Trujillo, Ward, Washut, Western, Winter

**Nays:** (s) Chestek, Henderson, Nicholas, Provenza, Sherwood, Storer, Walters, Yin, Zwonitzer, Dan, Zwonitzer, Dave

**Excused:** (s) Byron, Larson, Jt, Wylie

**Ayes** 49      **Nays** 10      **Excused** 3      **Absent** 0      **Conflicts** 0

3/2/2023      Assigned Number HEA No. 0088  
3/2/2023      H Speaker Signed HEA No. 0088  
3/3/2023      S President Signed HEA No. 0088

3/17/2023 Governor Signed HEA No. 0088  
3/17/2023 Assigned Chapter Number 184

Chapter No. 184 Session Laws of Wyoming 2023