

FIRST REGULAR SESSION

HOUSE BILL NO. 709

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MOON.

1462H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 1.205, RSMo, and to enact in lieu thereof one new section relating to the Missouri right to life act.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 1.205, RSMo, is repealed and one new section enacted in lieu thereof,
2 to be known as section 1.205, to read as follows:

1.205. 1. **The provisions of this section shall be known and may be cited as the**
2 **“Missouri Right to Life Act”**. The general assembly of this state finds that:

3 (1) The life of each human being begins at conception **and is hereby deemed a person;**

4 (2) **As with all persons,** unborn children have protectable interests in life, health, and
5 well-being;

6 (3) The natural parents of unborn children have protectable interests in the life, health,
7 and well-being of their unborn child.

8 2. Effective January 1, 1988, the laws of this state shall be interpreted and construed to
9 acknowledge on behalf of the unborn child at every stage of development, all the rights,
10 privileges, and immunities available to other persons, citizens, and residents of this state~~[-subject~~
11 ~~only to the Constitution of the United States, and decisional interpretations thereof by the United~~
12 ~~States Supreme Court and specific provisions to the contrary in the statutes and constitution of~~
13 ~~this state].~~

14 3. As used in this section, the term "unborn children" or "unborn child" shall include all
15 unborn child or children or the offspring of human beings from the moment of conception until
16 birth at every stage of biological development.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 4. Nothing in this section shall be interpreted as creating a cause of action against a
18 woman for indirectly harming her unborn child by failing to properly care for herself or by failing
19 to follow any particular program of prenatal care.

20 **5. Law enforcement officers, officers of the court, and any licensed or state**
21 **regulated entities in the state shall affirmatively enforce article I, section 10 of the**
22 **Constitution of Missouri, which specifies that no person shall be deprived of life, liberty,**
23 **or property without due process of law.**

24 **6. If any provisions of this section are ever temporarily or permanently restrained**
25 **or enjoined by judicial order, this section shall be enforced as though such restrained or**
26 **enjoined provisions had not been adopted; provided that, whenever such temporary or**
27 **permanent restraining order or injunction is stayed or dissolved, or otherwise ceases to**
28 **have effect, such provisions shall have full force and effect.**

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