

HOUSE AMENDMENT NO. ____
TO
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Offered By

1 AMEND House Amendment No. ____ to House Bill No. 126, Page 1 Line 4 by deleting said line
2 and inserting in lieu thereof the following:

3
4 ""188.010. In recognition that God is the author of life and that Article I, Section 2 of the
5 Constitution of Missouri provides that all persons have a natural right to life, it is the intention of the
6 general assembly of the state of Missouri to [grant]:

7 (1) Defend the right to life [to] of all humans, born and unborn[, and to];

8 (2) Declare that the state and all of its political subdivisions are a "sanctuary of life" that
9 protects pregnant women and their unborn children; and

10 (3) Regulate abortion to the full extent permitted by the Constitution of the United States,
11 decisions of the United States Supreme Court, and federal statutes.

12 188.017. 1. This section shall be known and may be cited as the "Right to Life of the
13 Unborn Child Act".

14 2. Notwithstanding any other provision of law to the contrary, no abortion shall be
15 performed or induced upon a woman, except in cases of medical emergency. Any person who
16 knowingly performs or induces an abortion of an unborn child in violation of this subsection shall be
17 guilty of a class B felony, as well as subject to suspension or revocation of his or her professional
18 license by his or her professional licensing board. A woman upon whom an abortion is performed
19 or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the
20 provisions of this subsection.

21 3. It shall be an affirmative defense for any person alleged to have violated the provisions of
22 subsection 2 of this section that the person performed or induced an abortion because of a medical
23 emergency. The defendant shall have the burden of persuasion that the defense is more probably
24 true than not."

25 188.020. No person shall perform or induce an abortion except a physician. Except in
26 cases"; and

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28 Further amend said amendment, Page 8, Line 2, by deleting said line and inserting in lieu thereof the
29 following:

30
31 "performed or induced in the previous calendar year.

32 Section B. The enactment of section 188.017 of this act shall only become effective upon
33 notification to the revisor of statutes by an opinion by the attorney general of Missouri, a
34 proclamation by the governor of Missouri, or the adoption of a concurrent resolution by the

Action Taken _____ Date _____

1 Missouri general assembly that:

2 (1) The United States Supreme Court has overruled, in whole or in part, Roe v. Wade, 410
3 U.S. 113 (1973), restoring or granting to the state of Missouri the authority to regulate abortion to
4 the extent set forth in section 188.017, and that as a result, it is reasonably probable that section
5 188.017 of this act would be upheld by the court as constitutional;

6 (2) An amendment to the Constitution of the United States has been adopted that has the
7 effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent
8 set forth in section 188.017; or

9 (3) The United States Congress has enacted a law that has the effect of restoring or granting
10 to the state of Missouri the authority to regulate abortion to the extent set forth in section 188.017.";
11 and"; and

12
13 Further amend said bill by amending the title, enacting clause, and intersectional references
14 accordingly.

15
16 THIS AMENDMENT AMENDS 0461H01.13H.