

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 195

6 By: Treat, Bullard, David,
7 Thompson and Scott

8 COMMITTEE SUBSTITUTE

9 An Act relating to abortion; repealing 21 O.S. 2011,
10 Sections 684, 714, 862 and 863, which relate to
11 crimes and punishments; repealing 63 O.S. 2011,
12 Sections 1-727, 1-728a through 1-728f, 1-729a, as
13 amended by Section 1, Chapter 121, O.S.L. 2014 (63
14 O.S. Supp. 2018, Section 1-729a), 1-730, 1-731, 1-
15 731.2 through 1-737, 1-737.4, as amended by Section
16 1, Chapter 123, O.S.L. 2017 (63 O.S. Supp. 2018,
17 Section 1-737.4), 1-737.5, 1-737.6, 1-738i, 1-738j,
18 1-738k, as amended by Section 1, Chapter 303, O.S.L.
19 2013 (63 O.S. Supp. 2018, Section 1-738k), 1-738l, 1-
20 738m, as amended by Section 6, Chapter 255, O.S.L.
21 2015 (63 O.S. Supp. 2018, Section 1-738m), 1-738n, as
22 amended by Section 3, Chapter 303, O.S.L. 2013 (63
23 O.S. Supp. 2018, Section 1-738n), 1-738o, 1-738p, 1-
24 738.1A, 1-738.2 through 1-738.3a, as amended by
Sections 1 through 3, Chapter 255, O.S.L. 2015 (63
O.S. Supp. 2018, Sections 1-738.2 through 1-738.3a),
1-738.3d, 1-738.3e, 1-738.4, 1-738.5, 1-738.6, 1-
738.7, 1-738.8, as amended by Section 4, Chapter 255,
O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-738.8), 1-
738.9 through 1-738.12, 1-738.13, as amended by
Section 5, Chapter 255, O.S.L. 2015 (63 O.S. Supp.
2018, Section 1-738.13), 1-738.14 through 1-740.1, 1-
740.2, 1-740.3 and 1-740.4, as amended by Sections 2,
3 and 4, Chapter 320, O.S.L. 2013 (63 O.S. Supp.
2018, Sections 1-740.2, 1-740.3 and 1-740.4), 1-
740.4a, 1-740.4b, as amended by Section 1, Chapter
387, O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-
740.4b), 1-740.5 through 1-740.11, 1-740.12, as
amended by Section 485, Chapter 304, O.S.L. 2012 (63

1 O.S. Supp. 2018, Section 740.12), 1-741 through 1-
2 743, and 1-745.1 through 1-745.11, which relate to
3 abortion; repealing Sections 1 through 7, Chapter
4 170, O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-
5 729.1 through 1-729.7), which relate to the Freedom
6 of Conscience Act; repealing Sections 1 through 9,
7 Chapter 159, O.S.L. 2012 (63 O.S. Supp. 2018,
8 Sections 1-745.12 through 1-745.19), which relate to
9 the Heartbeat Informed Consent Act; repealing Section
10 4, Chapter 303, O.S.L. 2013 (63 O.S. Supp. 2018,
11 Section 1-738q), which relates to the Statistical
12 Reporting of Abortion Act; repealing Sections 1
13 through 6, Chapter 198, O.S.L. 2012 (63 O.S. Supp.
14 2018, Sections 1-738.3f through 1-738.3k), which
15 relate to voluntary and informed consent; repealing
16 Sections 2, 4 and 5, Chapter 268, O.S.L. 2013 (63
17 O.S. Supp. 2018, Sections 1-740.2A, 1-740.13 and 1-
18 740.14), which relate to abortion performed upon
19 minors; repealing Sections 1 and 5 through 10,
20 Chapter 320, O.S.L. 2013 (63 O.S. Supp. 2018,
21 Sections 1-744 through 1-744.6), which relate to the
22 Parental Notification for Abortion Act; repealing
23 Sections 1, 3 through 5 and 7 through 10, Chapter
24 175, O.S.L. 2014 (63 O.S. Supp. 2018, Sections 1-
746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-
746.10), which relate to abortions; repealing
Sections 2 and 6, Chapter 175, O.S.L. 2014, as
amended by Sections 7 and 8, Chapter 255, O.S.L. 2015
(63 O.S. Supp. 2018, Sections 1-746.2 and 1-746.6),
which relate to abortions; repealing Section 1,
Chapter 370, O.S.L. 2014 (63 O.S. Supp. 2018, Section
1-748), which relates to abortion facilities;
repealing Sections 1 through 10, Chapter 59, O.S.L.
2015 (63 O.S. Supp. 2018, Sections 1-737.7 through 1-
737.16), which relate to the Oklahoma Unborn Child
Protection from Dismemberment Act; repealing Section
9, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018,
Section 1-738.5a), which relates to performing or
attempting an abortion in violation of act; repealing
Sections 2 through 4, Chapter 387, O.S.L. 2015 (63
O.S. Supp. 2018, Sections 1-749 through 1-750), which
relate to abortion procedure compliance requirements;
repealing Sections 1 and 3 through 5, Chapter 353,
O.S.L. 2016 (63 O.S. Supp. 2018, Sections 1-751 and
1-753 through 1-755), which relate to the Humanity of
the Unborn Child Act; repealing Section 2, Chapter
353, O.S.L. 2016, as amended by Section 2, Chapter

1 123, O.S.L. 2017 (63 O.S. Supp. 2018, Section 1-752),
2 which relates to the Humanity of the Unborn Child
3 Act; repealing Sections 1 through 5, Chapter 308,
4 O.S.L. 2017 (63 O.S. Supp. 2018, Sections 1-740.15
5 through 1-740.19), which relate to the Choosing
6 Childbirth Act; and providing a contingent effective
7 date.

8 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

9 SECTION 1. REPEALER 21 O.S. 2011, Sections 684, 714, 862
10 and 863, are hereby repealed.

11 SECTION 2. REPEALER 63 O.S. 2011, Sections 1-727, 1-728a
12 through 1-728f, 1-729a, as amended by Section 1, Chapter 121, O.S.L.
13 2014 (63 O.S. Supp. 2018, Section 1-729a), 1-730, 1-731, 1-731.2
14 through 1-737, 1-737.4, as amended by Section 1, Chapter 123, O.S.L.
15 2017 (63 O.S. Supp. 2018, Section 1-737.4), 1-737.5, 1-737.6, 1-
16 738i, 1-738j, 1-738k, as amended by Section 1, Chapter 303, O.S.L.
17 2013 (63 O.S. Supp. 2018, Section 1-738k), 1-738l, 1-738m, as
18 amended by Section 6, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018,
19 Section 1-738m), 1-738n, as amended by Section 3, Chapter 303,
20 O.S.L. 2013 (63 O.S. Supp. 2018, Section 1-738n), 1-738o, 1-738p, 1-
21 738.1A, 1-738.2 through 1-738.3a, as amended by Sections 1 through
22 3, Chapter 255, O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-738.2
23 through 1-738.3a), 1-738.3d, 1-738.3e, 1-738.4, 1-738.5, 1-738.6, 1-
24 738.7, 1-738.8, as amended by Section 4, Chapter 255, O.S.L. 2015
(63 O.S. Supp. 2018, Section 1-738.8), 1-738.9 through 1-738.12, 1-

1 738.13, as amended by Section 5, Chapter 255, O.S.L. 2015 (63 O.S.
2 Supp. 2018, Section 1-738.13), 1-738.14 through 1-740.1, 1-740.2, 1-
3 740.3 and 1-740.4, as amended by Sections 2, 3 and 4, Chapter 320,
4 O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-740.2, 1-740.3 and 1-
5 740.4), 1-740.4a, 1-740.4b, as amended by Section 1, Chapter 387,
6 O.S.L. 2015 (63 O.S. Supp. 2018, Section 1-740.4b), 1-740.5 through
7 1-740.11, 1-740.12, as amended by Section 485, Chapter 304, O.S.L.
8 2012 (63 O.S. Supp. 2018, Section 740.12), 1-741 through 1-743, and
9 1-745.1 through 1-745.11, are hereby repealed.

10 SECTION 3. REPEALER Sections 1 through 7, Chapter 170,
11 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-729.1 through 1-729.7),
12 are hereby repealed.

13 SECTION 4. REPEALER Sections 1 through 9, Chapter 159,
14 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-745.12 through 1-
15 745.19), are hereby repealed.

16 SECTION 5. REPEALER Section 4, Chapter 303, O.S.L. 2013
17 (63 O.S. Supp. 2018, Section 1-738q), is hereby repealed.

18 SECTION 6. REPEALER Sections 1 through 6, Chapter 198,
19 O.S.L. 2012 (63 O.S. Supp. 2018, Sections 1-738.3f through 1-
20 738.3k), are hereby repealed.

21 SECTION 7. REPEALER Sections 2, 4, and 5, Chapter 268,
22 O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-740.2A, 1-740.13 and 1-
23 740.14), are hereby repealed.

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1 SECTION 8. REPEALER Sections 1 and 5 through 10, Chapter
2 320, O.S.L. 2013 (63 O.S. Supp. 2018, Sections 1-744 through 1-
3 744.6), are hereby repealed.

4 SECTION 9. REPEALER Sections 1, 3 through 5 and 7
5 through 10, Chapter 175, O.S.L. 2014 (63 O.S. Supp. 2018, Sections
6 1-746.1, 1-746.3 through 1-746.5 and 1-746.7 through 1-746.10), are
7 hereby repealed.

8 SECTION 10. REPEALER Sections 2 and 6, Chapter 175,
9 O.S.L. 2014, as amended by Sections 7 and 8, Chapter 255, O.S.L.
10 2015 (63 O.S. Supp. 2018, Sections 1-746.2 and 1-746.6), are hereby
11 repealed.

12 SECTION 11. REPEALER Section 1, Chapter 370, O.S.L. 2014
13 (63 O.S. Supp. 2018, Section 1-748), is hereby repealed.

14 SECTION 12. REPEALER Sections 1 through 10, Chapter 59,
15 O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-737.7 through 1-737.16),
16 are hereby repealed.

17 SECTION 13. REPEALER Section 9, Chapter 255, O.S.L. 2015
18 (63 O.S. Supp. 2018, Section 1-738.5a), is hereby repealed.

19 SECTION 14. REPEALER Sections 2 through 4, Chapter 387,
20 O.S.L. 2015 (63 O.S. Supp. 2018, Sections 1-749 through 1-750), are
21 hereby repealed.

22 SECTION 15. REPEALER Sections 1 and 3 through 5, Chapter
23 353, O.S.L. 2016 (63 O.S. Supp. 2018, Sections 1-751 and 1-753
24 through 1-755), are hereby repealed.

1 SECTION 16. REPEALER Section 2, Chapter 353, O.S.L.
2 2016, as amended by Section 2, Chapter 123, O.S.L. 2017 (63 O.S.
3 Supp. 2018, Section 1-752), is hereby repealed.

4 SECTION 17. REPEALER Sections 1 through 5, Chapter 308,
5 O.S.L. 2017 (63 O.S. Supp. 2018, Sections 1-740.15 through 1-
6 740.19), are hereby repealed.

7 SECTION 18. This act shall become effective on and after the
8 certification of the Attorney General that:

9 1. The United States Supreme Court overrules the central
10 holding of *Roe v. Wade*, 410 U.S. 113 (1973), reaffirmed by *Planned*
11 *Parenthood of Southeastern Pennsylvania v. Casey*, 505 U.S. 833
12 (1992), thereby restoring to the State of Oklahoma the authority to
13 prohibit abortion; or

14 2. An amendment to the United States Constitution is adopted
15 that restores to the State of Oklahoma the authority to prohibit
16 abortion.

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