

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL 195

By: Treat, Bullard, David,  
Thompson and Scott

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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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