

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2441 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Todd Russ

\_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 FLOOR SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 2441

By: Russ, Crosswhite Hader,  
Smith, Stearman, Olsen,  
West (Kevin) and Burns

6  
7  
8 FLOOR SUBSTITUTE

9 An Act relating to abortion; prohibiting the  
10 performance of an abortion upon a woman without first  
11 determining whether there is a detectable fetal  
12 heartbeat; providing exception; limiting exception;  
13 defining terms; providing penalty; providing for  
14 codification; and providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 1-731.3 of Title 63, unless  
18 there is created a duplication in numbering, reads as follows:

19 A. No person shall perform or induce an abortion upon a  
20 pregnant woman without first detecting whether or not her unborn  
21 child has a heartbeat. No person shall perform or induce an  
22 abortion upon a pregnant woman after such time as her unborn child  
23 has been determined to have a detectable heartbeat except if, in  
24 reasonable medical judgment, she has a condition that so complicates

1 her medical condition that it necessitates the abortion of her  
2 pregnancy to avert her death or to avert serious risk of substantial  
3 and irreversible physical impairment of a major bodily function, not  
4 including psychological or emotional conditions. No such condition  
5 may be determined to exist if it is based on a claim or diagnosis  
6 that the woman will engage in conduct which she intends to result in  
7 her death or in substantial and irreversible physical impairment of  
8 a major bodily function.

9 B. A "detectable heartbeat" shall mean embryonic or fetal  
10 cardiac activity or the steady or repetitive rhythmic contract of  
11 the heart within the gestational sac.

12 C. "Reasonable medical judgment" means a medical judgment that  
13 would be made by a reasonably prudent physician, knowledgeable about  
14 the case and the treatment possibilities with respect to the medical  
15 conditions involved.

16 D. Any person violating subsection A of this section shall be  
17 guilty of homicide.

18 SECTION 2. This act shall become effective November 1, 2021.

19

20 58-1-7894 AB 03/05/21

21

22

23

24