

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 884

By: Bullard

AS INTRODUCED

An Act relating to abortion; creating the Oklahoma Right to Life Act; providing short title; defining terms; prohibiting certain acts related to abortion; imposing certain duty on health care providers; granting certain criminal and civil immunities; providing certain criminal penalty; providing certain construction; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-731.5 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. This section shall be known and may be cited as the "Oklahoma Right to Life Act".

B. As used in this section:

1. "Abortion" means the use or prescription of any instrument, medicine, drug, or any other substance or device intentionally to terminate the pregnancy of a female known to be pregnant with an intention other than to increase the probability of a live birth, to preserve the life or health of the unborn person after live birth,

1 or to remove a dead unborn person who died as the result of a
2 spontaneous miscarriage, accidental trauma, or a criminal assault on
3 the pregnant female or her unborn person; and

4 2. "Unborn person" means the unborn offspring of human beings
5 from the moment of conception, through pregnancy, and until live
6 birth including the human conceptus, zygote, morula, blastocyst,
7 embryo, and fetus.

8 C. 1. Notwithstanding any other provision of law, a person
9 shall not purposely or recklessly perform, attempt to perform, or
10 aid or abet in any way the performance of an abortion.

11 2. When a medical condition arises that, in the reasonable
12 medical judgment of the attending health care provider, threatens
13 the life of a pregnant woman and necessitates delivery of the unborn
14 person, the health care provider shall deliver the unborn person and
15 shall make every reasonable effort, given the provider's licensure,
16 capabilities, and training, to perform a live birth of the unborn
17 person, to preserve the life of the unborn person after birth, and
18 to preserve the life of the pregnant woman.

19 3. If the health care provider makes every such reasonable
20 effort, he or she shall not be:

- 21 a. subject to prosecution for the death of the unborn
22 person or pregnant woman including, but not limited
23 to, prosecution under subsection D of this section,
24 and

1 b. liable for any civil damages as a result of any acts
2 or omissions by such health care provider except for
3 committing gross negligence or willful wanton wrongs
4 in the rendering of medical care.

5 D. 1. Any person found in violation of subsection C of this
6 section shall, upon conviction, be guilty of murder in the first
7 degree punishable as provided in Section 701.9 of Title 21 of the
8 Oklahoma Statutes.

9 2. This section does not prohibit the sale, use, prescription,
10 or administration of a contraceptive measure, drug, or chemical if
11 the contraceptive measure, drug, or chemical is administered before
12 the time when a pregnancy could be determined through conventional
13 medical testing and if the contraceptive measure, drug, or chemical
14 is sold, used, prescribed, or administered in accordance with
15 manufacturer instructions.

16 SECTION 2. It being immediately necessary for the preservation
17 of the public peace, health or safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

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