

Bill Summary
1st Session of the 58th Legislature

| | |
|---------------------|----------------------|
| Bill No.: | SB 495 |
| Version: | INT |
| Request No.: | 1203 |
| Author: | Sen. Hamilton |
| Date: | 01/20/2021 |

Bill Analysis

SB 495 prohibits the use of abortion in any circumstance. The measure's intent is to provide to unborn children the equal protection of the laws of this state. Any abortion procedure that results in the death of an unborn child is subject to the same laws governing homicide, manslaughter, justifiable homicide, and excusable homicide. Additionally, wrongful damages may be recovered by representatives of the deceased.

SB 495 will eliminate exemptions previously granted in state law that permit abortion. Physicians, physician assistants, abortion clinics, and counseling services cannot provide any counseling, referrals, or services related to abortion. No exceptions are allowed under the measure. The measure repeals all other sections of law related to governing the use of abortion.

The measure further states that regardless of any contrary or conflicting federal statutes, regulations, executive orders, or court decisions, the Attorney General shall continue to enforce laws related to homicide and abortions. Any ruling or law contradicting this measure is deemed to be unconstitutional and void and no federal suits may be entered to challenge the measure, should it pass.

Prepared by: Kalen Taylor